

CITY OF CANAL FULTON
CITY COUNCIL MEETING AGENDA
December 15, 2009

1. **CALL TO ORDER**

2. **PLEDGE OF ALLEGIANCE**

3. **ROLL CALL**

4. **CORRECTING & ADOPTING THE RECORD OF PROCEEDINGS**

December 15, 2009

5. **REPORTS OF STANDING COMMITTEES**

6. **CITIZENS' COMMENTS – AGENDA MATTERS**
(Five Minutes per Individual – No Yield)

7. **REPORTS OF ADMINISTRATIVE OFFICERS**

A. Senior Citizens

B. Community Service Coordinator - *Written*

C. Fire Chief

D. Police Chief - *Written*

E. Engineer/Streets/Public Utilities

F. Finance Director

November 2009 Financial Statement

G. City Manager

Liquor Permit Renewal Objections

Canalway Center Report

H. Report of Mayor

Appointments to Senior Citizen Commission

Appointments to Charter Review Commission

I. Parks & Recreation Board

J. Law Director

8. **THIRD READINGS**

Resolution 30-09: A Resolution By the Council of the City of Canal Fulton, Ohio Authorizing the City Manager to Enter Into a Contract to Rent the Hatfield Parking Lot.

Ordinance 36-09: An Ordinance by the Council of the City of Canal Fulton, Ohio for Illicit Discharge and Illegal Connection Control to Its Municipal Separate Storm Sewer System (MS4).

Ordinance 37-09: An Ordinance by the Council for the City of Canal Fulton, Ohio to Implement a Storm Water Management Program.

Ordinance 38-09: An Ordinance Amending the Codified Ordinances of the General Offenses Code of the City of Canal Fulton, Ohio in Order to Amend Chapter 505.11 Regarding Hunting Regulations and Repealing Any Ordinances in Conflict Therewith.

Ordinance 39-09: An Ordinance By the Council of the City of Canal Fulton, Ohio to partially Accept Streets and Public Utilities for Discovery Park Phase 2.

9. **SECOND READINGS**

Resolution 31-09: A Resolution By the Council of the City of Canal Fulton, Ohio to Enter Into A Supplemental Sewer Service Agreement with Stark County, Ohio.

Ordinance 41-09: An Ordinance Amending Ordinance 4-09, Rate of Pay for Income Tax Clerical, and Repealing Any Ordinances in Conflict Therewith, and Declaring an Emergency.

Ordinance 42-09: An Ordinance Amending Ordinance 6-09, Section of Rates of Pay for Fire Captains and Eliminating Fire Lieutenant Position and Repealing Any Ordinances in Conflict Therewith, and Declaring an Emergency.

Ordinance 44-09: An Ordinance Establishing Rates of Pay for Various Part-Time Positions Within the City of Canal Fulton Effective January 1, 2010, and Adding Holiday Pay for Day Crew Shift, and Repealing Any Ordinances In Conflict Therewith, and Declaring an Emergency.

Ordinance 45-09: An Ordinance To Make Appropriations for the Current Expenses and Other Expenditures of the City of Canal Fulton, County of Stark, Ohio, During the Fiscal Year Ending December 31, 2010, and Declaring an Emergency.

10. **FIRST READINGS**

Ordinance 46-09: An Ordinance Amending Ordinance 4-09, Section of Rate Of Pay For Income Tax Clerical, And Repealing Any Ordinances In Conflict Therewith, And Declaring An Emergency. (TO BE DISTRIBUTED AT MEETING)

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Ordinance 47-09: An Ordinance By the Council of Canal Fulton, Ohio to Name the Safety Services Center in Canal Fulton After Eugene M. Fellmeth.

Resolution 33-09: A Resolution By the Council of the City of Canal Fulton To Enter Into A Contract With Wenger Excavating, Inc. For the Construction of the Marshallville Street Sanitary Sewer Project and Declaring an Emergency.

Resolution 34-09: A Resolution By the Council of Canal Fulton, Ohio Proclaiming Support For the Community Plan.

Resolution 35-09: A Resolution By the Council of the City of Canal Fulton, Ohio to Enter Into a Contract With Metro Disposal for Trash Collection.

13. PURCHASE ORDERS & BILLS

P.O. 5835 to Ohio Police & Fire Pension Fund for Quarterly Pension Fund Payment in the Amount of \$23,033.15.

P.O. 5840 to Varney, Fink and Associates for Audit and GAAP Conversion Fees for 2008 Audits Not Previously Billed in the Amount of \$9,347.50.

BILLS: \$209,134.97

14. OLD/NEW/OTHER BUSINESS

15. REPORT OF PRESIDENT PRO TEMPORE

16. REPORT OF SPECIAL COMMITTEES

17. CITIZENS COMMENTS – Open Discussion
(Five Minute Rule)

18. ADJOURNMENT

**RECORD OF PROCEEDINGS
CITY OF CANAL FULTON**

Minutes of

Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 1014B

December 1, 2009

Held

20

COUNCIL MEETING

Mayor John Grogan called the December 1, 2009 City Council meeting to order at 7:00 PM in Council Chambers at City Hall.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: Diane Downing, James Deans, Nellie Cihon, Linda Zahirsky and Matthew Moellendick.

Absent: Danny Losch.

Mrs. Cihon moved to excuse Mr. Losch due to work conflicts, seconded by Mr. Deans. **ROLL: Yes, ALL.**

Others Present: Mark Cozy, City Manager; Scott Fellmeth, Law Director; Tammy Marthey, Clerk of Council; Scott Svab, Finance Director; Doug Swartz, Lieutenant; Ray Green, Chief; Sue Mayberry and Paul Bagocius, Council Elect; Chell Rossi, Resident; Amy Knapp, Independent; and Joan Porter, Repository.

CORRECTING/ADOPTING THE RECORD OF PROCEEDINGS

Mrs. Zahirsky moved to approve the November 17, 2009 record of proceedings, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

Mr. Svab stated he would like to make a correction to the minutes. Page 3, Under Finance Director Report, 2010 Budget: It should have read the December and not January.

REPORTS OF STANDING COMMITTEES

Finance Committee: The committee met to go over the proposed budget and worked on finalizing the 2010 budget. He is requesting it to be a first reading tonight and for passage at the next meeting.

Personnel Committee: The committee discussed the differential pay for the acting officers for the fire department and the committee recommended to not approve.

The department also requested receiving time and a half for holiday pay for six holidays. The committee recommended approving this but is contingent upon Lawrence Township passing it as well.

The committee recommended a 3% pay increase for the day program, contingent upon Lawrence Township passing it.

The City will need to change the call back rate based on education level and this change will need to be made in the ordinance.

The committee recommended one raise for the part-time tax and finance assistant. The pay is brought up equal to the payroll clerk.

RECORD OF PROCEEDINGS
CITY OF CANAL FULTON

Minutes of

Meeting

RAYDON LEGAL BLANK, INC. FORM NO. 10148

December 1, 2009

Held

20

It was discussed that some of the other positions would have a wage freeze. They will review again in April when they get the estimated taxes for 2010.

CITIZENS' COMMENTS – AGENDA MATTERS - None

REPORTS OF ADMINISTRATIVE OFFICERS

SENIOR CITIZENS (Nellie Cihon) –

Swiss Steak Dinner: There will be a swiss steak dinner on December 5 and serving from 4:00 PM – 6:30 PM. They have 190 reservations to date.

COMMUNITY SERVICE (John Murphy, Coordinator) - None

FIRE CHIEF (Ray Green, Fire Chief)

Joint Safety Committee Meeting: Chief Green stated they discussed at the joint safety committee meeting forming a committee to review a joint fire district. They would like to have the committee include a trustee, council members, fire department personnel and a couple residents from each entity. North Lawrence Fire Department would be included in this as well.

Staffing Fire Department: Mayor Grogan stated he heard about the township not wanting to put one of their personnel in our station and wanted to know if there is some code he is unaware of. He has asked the Chief if he could research this. Chief Green stated he had previously asked for an opinion from the prosecutor's office and they couldn't locate any code that referenced this.

Mayor Grogan stated when they built the fire department its intentions were to be a community station and not just the City.

Paramedic: Chief Green reported that Rory Richards recently completed his paramedic training.

2010 Budget: The department has proposed staffing of two people in the station at the regular rate of pay and two personnel to be on call to serve as back up at the \$2.50 rate per hour and then if called in will receive the regular rate of pay.

Chief Green reported that the City and Lawrence Township has met with their fire personnel and there wasn't any opposition.

Fire Chief Meeting: The Canal Fulton Fire Department is hosting the December Fire Chief meeting on December 9, 2009 at 6:30 PM. They will be discussing the 911 system.

Joint Safety Committee Meeting: Mrs. Zahirsky moved to have a joint safety committee meeting on January 14, 2010 at 7:00 PM to discuss joint fire district, staffing, and any other issues necessary, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

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POLICE DEPARTMENT (Doug Swartz, Lieutenant) – No Report

ENGINEER/STREETS/PUBLIC UTILITIES (Dan Mayberry)

High Street Sanitary Sewer: The project is wrapping up. They are doing the final punch list items.

Lakewood Estates: Work continues. All utilities are in except the under drain under the cul-de-sac.

Marshallville Sanitary Sewer: The City received word of an approval from the Ohio EPA for the notice of intent.

HPC/Planning Commission: There will not be a meeting in December.

FINANCE DIRECTOR (Scott Svab)

2010 Budget: Mr. Svab stated the 2010 budget is on agenda for first reading. Changes were made from the budget request in capital items. The police department received a grant and it was a lesser amount. They also will have to pay for the vehicle up front and then get reimbursed.

The fire chief had originally requested a Tahoe vehicle. The finance committee decided to see if the chief could find a vehicle in the \$16,000 range and he could buy in 2010. The vehicle will be a command vehicle and would like it to be a larger SUV.

Mr. Svab stated he made a separate line item for the community service coordinator. That positions wages in the past have been taken out of the lands/buildings line item. This will now allow them to see the costs of this position.

Mayor Grogan stated the costs are offset by the work we get done from the community service workers at no cost.

CITY MANAGER (Mark Cozy)

Building Doctor Clinic: Mr. Cozy stated he previously reported that the Building Doctor Clinic would not happen in 2010 because of the overwhelming response the Ohio Historical Society received. Another city dropped out of the program. The Society contacted the City and now the clinic will be in the spring/summer 2010.

Ohio & Erie Canal Association: The downtown conceptual plan grant was approved from the Ohio & Erie Canal Association contingent upon them receiving their federal funding.

Christmas on the Canal: The holiday event is to be held on Saturday, December 5. There will be a parade and then the lighting of the tree. Mrs. Cihon will be presiding over.

The downtown merchants have put a lot of work into this event.

Canal: Stark County Park District will be lowering the canal water level next week. They will be clearing trees and debris over the winter months.

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REPORT OF MAYOR

Mayor Grogan stated some of the terms of the members serving on boards and commissions are expiring December 31, 2009. He would recommend the following appointments:

HPC/Planning Commission, Four Year Term: Matthew Moellendick

Mrs. Zahirsky moved to appoint Mr. Moellendick to the HPC/Planning Commission, seconded by Mrs. Cihon. **ROLL: Yes, Mrs. Zahirsky, Mrs. Cihon, Mr. Deans and Mrs. Downing. Abstain: Mr. Moellendick.**

Park Board, Five Year Term: Donnie Poling

Mrs. Zahirsky moved to appoint Mr. Poling to the Park Board, seconded by Mr. Deans. **ROLL: Yes, ALL.**

Civil Service, Three Year Term: John Bailey and Robert Alderman

Mrs. Cihon moved to appoint Mr. Bailey to the Civil Service, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

Mrs. Cihon moved to appoint Mr. Alderman to the Civil Service, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

Tax Incentive Review, Three Year Term: James Deans

Mrs. Cihon moved to appoint Mr. Deans, seconded by Mrs. Downing. **ROLL: Yes, Mr. Moellendick, Mrs. Zahirsky, Mrs. Cihon and Mrs. Downing. Abstain: Mr. Deans.**

Safety Service Center: Mayor Grogan stated there has been given considerable thought to the safety center. When past mayors have passed away, dedications have been made. He would like council consider naming the Safety Service Center after a lifelong resident who was a past mayor, a veteran of WWII, and a judge to just name a few. He would like this person to see his many years of service to become some type of memorial. He would like the safety service center to be renamed Judge Eugene Fellmeth Safety Center.

Mrs. Cihon moved to change the name of the safety building to Judge Eugene Fellmeth Safety Center, seconded by Mr. Deans. **ROLL: Yes, ALL.**

Mayor Grogan asked Law Director Fellmeth to prepare legislation for this matter.

Law Director Fellmeth thanked council.

PARKS & RECREATION BOARD (Fred Fleming) - Not Present

LAW DIRECTOR (Scott Fellmeth)

Law Director Fellmeth stated the contract for Resolution 30-09 has been completed and he gave it to the City Manager if anyone would like to review. Copies are available.

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Held

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THIRD READINGS

Resolution 29-09: A Resolution by the Council of the City of Canal Fulton, Ohio to Adopt the Ohio Ethics Commission Restrictions on Nepotism.

Mrs. Zahirsky moved for passage of Resolution 29-09, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

SECOND READINGS

Resolution 30-09: A Resolution By the Council of the City of Canal Fulton, Ohio Authorizing the City Manager to Enter Into a Contract to Rent the Hatfield Parking Lot.

STANDS AS SECOND READING

Ordinance 36-09: An Ordinance By the Council of the City of Canal Fulton, Ohio for Illicit Discharge and Illegal Connection Control to Its Municipal Separate Storm Sewer System (MS4).

STANDS AS SECOND READING

Ordinance 37-09: An Ordinance By the Council of the City of Canal Fulton, Ohio to Implement a Storm Water Management Program.

STANDS AS SECOND READING

Ordinance 38-09: An Ordinance Amending the Codified Ordinances of the General Offenses Code of the City of Canal Fulton, Ohio in Order to Amend Chapter 505.11 Regarding Hunting Regulations and Repealing Any Ordinances in Conflict Therewith.

STANDS AS SECOND READING

Ordinance 39-09: An Ordinance By the Council of the City of Canal Fulton, Ohio to Partially Accept Streets and Public Utilities for Discovery Park Phase 2.

STANDS AS SECOND READING

FIRST READINGS

Resolution 31-09: A Resolution By the council of the city of Canal Fulton, Ohio to Enter Into A Supplemental Sewer Service Agreement with Stark County, Ohio.

STANDS AS FIRST READING

Resolution 32-09: A Resolution By the Council of the City of Canal Fulton To Enter Into An Agreement With the Stark County Public Defender Commission and the Ohio Public Defender Commission to Provide Municipal Ordinance Representation for Indigent Defendants and Declaring an Emergency.

Mrs. Cihon moved to suspend the rules on Resolution 32-09, seconded by Mr. Deans. **ROLL: Yes, ALL.**

Mr. Moellendick moved for passage of Resolution 32-09 under suspension, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

Law Director Fellmeth stated the contract is due for renewal on January 1, 2010. There is no cost increase.

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Ordinance 41-09: An Ordinance Amending Ordinance 4-09, Rate of Pay for Income Tax Clerical, and Repealing Any Ordinances in Conflict Therewith, and Declaring an Emergency.

STANDS AS FIRST READING

Mr. Svab stated he would like passed at next meeting due to the raise being effective January 1, 2010.

Ordinance 42-09: An Ordinance Amending Ordinance 6-09, Section of Rates of Pay for Fire Captains and Eliminating Fire Lieutenant Position and Repealing Any Ordinances in Conflict Therewith, and Declaring an Emergency.

Mr. Svab stated he would like passed at next meeting due to rates being retro-active to January 1, 2009.

Ordinance 44-09: An Ordinance Establishing Rates of Pay for Various Part-Time Positions Within the City of Canal Fulton Effective January 1, 2010, and Adding Holiday Pay for Day Crew Shift, and Repealing Any Ordinances In Conflict Therewith, and Declaring an Emergency.

STANDS AS FIRST READING

Mr. Svab stated he would like passed at next meeting due to raises and holiday pay being effective January 1, 2010.

Ordinance 45-09: An Ordinance To Make Appropriations for the Current Expenses and Other Expenditures of the City of Canal Fulton, County of Stark, Ohio, During the Fiscal Year Ending December 31, 2010, and Declaring an Emergency.

STANDS AS FIRST READING

Mr. Svab would like passed at next meeting to submit to the County.

Ordinance 43-09: An Ordinance Providing An Additional \$500.00 Per Month For The Police Lieutenant And Declaring An Emergency.

Mrs. Cihon moved to suspend the rules on Ordinance 43-09, seconded by Mr. Deans. **ROLL: Yes, ALL.**

Mrs. Zahirsky moved for passage of Ordinance 43-09 under suspension, seconded by Mr. Deans. **ROLL: Yes, ALL.**

Mr. Svab stated he would like passed at the Lieutenant has been serving in this capacity since October and will have retro-active pay.

PURCHASE ORDERS & BILLS

No purchase orders

Bills: \$355,303.84 Mrs. Cihon moved to approve the bills in the amount of \$355,303.84, seconded by Mrs. Zahirsky. **ROLL: Yes, ALL.**

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OLD/NEW/OTHER BUSINESS

Business of the Year and Citizen of the Year: Mayor Grogan asked that members of Council submit to him nominations for Business and Citizen of the Year.

REPORT OF PRESIDENT PRO TEMPORE (Mrs. Cihon) - No Report

REPORT OF SPECIAL COMMITTEES - None

CITIZENS COMMENTS-Open Discussion (Five-Minute Rule) - None

ADJOURNMENT

Mayor Grogan adjourned the December 1, 2009 meeting. The next regular scheduled meeting is December 15, 2009.

Tammy Marthey, Clerk of Council

John Grogan, Mayor

City Of Canal Fulton

Community Service Report – November 2009

- 6 Defendants currently sentenced to Community Service.
- 3 Defendants completing their service.
- 94 Hours of Community Service worked in the month of November.

Work performed in November

Demolished old decking inside of the McLaughlin Dry Dock and built a new 14'x 5' section of deck with new stairs going to the dry dock floor, making work on the Canal Boat safer.

Leaf collection at City Hall, Oberlin House and downtown areas.

Prepared and helped the Street Dept. hang the holiday wreaths downtown.

Helped with the Senior Centers Holiday Luncheon.

Future Projects

.Helping with snow removal.

Performing maintenance work on Canal Boat while in dry-dock.

Assisting on construction of new set of steps on the boardwalk.

REPORTS, ARRESTS, CITATIONS & WARNINGS

November 1, 2009 - November 30, 2009

OFFENSES

Breaking & Entering and/or Burglary

(Includes Attempted)

2

Robbery (Includes Attempted)

0

Theft

(Includes bad checks, identity and drive-offs)

11

Domestic (Includes Violence and Disputes)

3

Juvenile Offenses

8

Criminal Mischief / Criminal Damaging

3

Drug Related Offenses

5

Menacing and Aggravated Menacing

1

Vandalism/Property Crimes

2

Harassment (Includes Phone)

1

Alcohol Related

7

Disorderly Conduct

0

Assault

1

Missing Persons

0

Sex Offense

0

Arson

0

Stalking

0

Fight

1

Reckless Driving

2

TOTAL OFFENSES

47

PUBLIC SERVICE

Public Service Calls

15

Disturbance Calls

1

Suspicious Activities

(Includes persons, vehicles, circumstances)

11

Assist Lawrence Township Police Department

9

Assist Medical Squad / Fire

8

Assist Other P.D.

2

Alarms

10

911 Hang Ups

7

Suicide

1

Threats

0

TOTAL PUBLIC SERVICE CALLS

64

MISCELLANEOUS CALLS

Includes, but is not limited to:

lock-outs, animal complaints, fingerprinting, escorts, welfare checks, unwanted subjects, civil matters, loud music, neighbor disputes, disabled vehicles, follow-ups, lost and/or found property, notifications, open doors, trespassing, extra patrol, attempts to serve warrants.

TOTAL MISCELLANEOUS CALLS

47

From all of the above calls, the following numbers represent the amount of arrests that resulted from said call:

ARRESTS MADE:

26

WARRANTS SERVED:

5

TOTAL

31

TRAFFIC INCIDENTS:

Speed and/or Assured Clear Distance

17

Stop sign and/or Traffic Signal

1

Juvenile Offense

0

Seat Belt Violation

2

Parking Problems (Total)

13

Parking Citations Issued: 11

Written Warnings

17

Verbal Warnings

73

Driver's License Violations

3

Registration Violations

0

Failure to Yield

1

Equipment Violations

3

OVI

3

Improper Turning

0

Failure to Control

2

Peeling Tires

0

Left of Center

0

Marked Lanes

1

TOTAL TRAFFIC INCIDENTS:

136

ACCIDENTS

Property Damage Only:

7

Injuries:

2

Private Property Accident:

1

Hit/Skip Accident

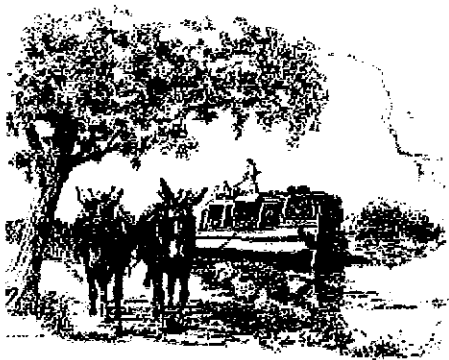
0

TOTAL ACCIDENTS

10

TOTAL CALLS OF SERVICE:

304



City of Canal Fulton

November 2009 Financial Statements

Overview:

- 1. Commentary**
- 2. Mtd/Ytd Revenue Reports**
- 3. Mtd/Ytd Expense Reports**
- 4. Monthly Bank Reconciliation**
- 5. Mtd Fund Reports**
- 6. Ytd Fund Reports**

Submitted to Council 12-15-09
Prepared by Scott M. Svab, Finance Director

Commentary:

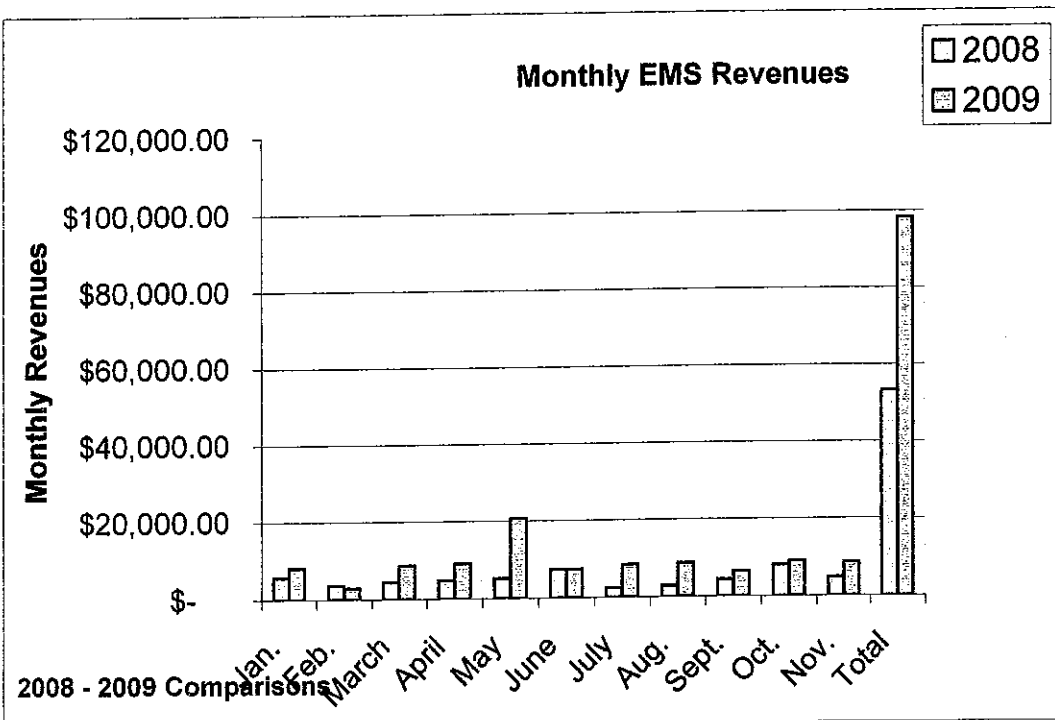
Interest rates hit a historic low this past week as Star Ohio reported daily yields in their overnight money market funds at .12%. The City will continue to utilize their internal funds to retire or pay down debt to offset the reduced revenues from interest.

Income Tax revenues for November 2009 were \$128,984, this is 103% of the yearly est. revenue. Collections should exceed our yearly estimate by over \$125,000. Increased collection efforts on delinquents have contributed to over \$40,000 this year.

Sewer operating receipts for the year are \$442,819 or 89.2% of estimated revenues.
Water operating receipts for the year are \$518,990 or 94.2% of estimated revenues.
Water operating expenses (\$534,705) continue to outpace revenues and will need reevaluated.

The total EMS fees received for the month are \$8,680.69 This represents a collected balance of \$98,124. This amount is 150.9% of the anticipated revenues for the 2009 budget.
The Fire Dept. has done a great job on EMS billing this year.

	2008	2009
Jan.	\$ 5,709.00	\$ 8,141.00
Feb.	\$ 3,574.00	\$ 2,896.00
March	\$ 4,382.00	\$ 8,703.00
April	\$ 4,676.00	\$ 9,115.00
May	\$ 5,203.00	\$ 20,703.00
June	\$ 7,341.00	\$ 7,347.00
July	\$ 2,393.00	\$ 8,418.00
Aug.	\$ 2,801.00	\$ 8,687.00
Sept.	\$ 4,332.02	\$ 6,431.43
Oct.	\$ 8,033.20	\$ 9,001.98
Nov.	\$ 4,779.71	\$ 8,680.69
Total	\$ 53,223.93	\$ 98,124.10



Account.....	Description.....	Est Revenue...	MTD Receipts..	YTD Receipts..	Unc Balance...	% Collected
101.000.4110	REAL-ESTATE TAX	212,000.00	0.00	212,182.55	-182.55	100.09
101.000.4120	PERSONAL PROPERTY TAX	1,750.00	-7,683.13	263.53	1,486.47	15.06
101.000.4210	PINBALL LICENSE	500.00	0.00	275.00	225.00	55.00
101.000.4215	TRASH HAULING LICENSE	0.00	0.00	0.00	0.00	0.00
101.000.4250	ZONING & SIGN PERMITS	6,000.00	330.00	5,565.94	434.06	92.77
101.000.4255	ENGINEER PROJECT FEES	0.00	4,708.36	8,864.57	-8,864.57	0.00
101.000.4260	STREET OPENING PERMITS	100.00	0.00	50.00	50.00	50.00
101.000.4310	S/B 3 & 287 P.U. REIMBURSEMENT	574.00	0.00	574.00	0.00	100.00
101.000.4320	ROLLBACK & HOMESTEAD	27,000.00	0.00	28,751.35	-1,751.35	106.49
101.000.4330	PERS PROP TAX EXEMPT REIMB	10,000.00	13,445.49	13,445.49	-3,445.49	134.45
101.000.4340	SPECIAL ASSESSMENTS PROPERTY	0.00	0.00	2,400.00	-2,400.00	0.00
101.000.4350	COUNTY LOCAL GOVT	120,000.00	8,906.71	106,848.08	13,151.92	89.04
101.000.4355	STATE LOCAL GOVT	16,000.00	1,180.76	13,547.62	2,452.38	84.67
101.000.4355	ESTATE TAX	35,000.00	0.00	60,133.88	-25,133.88	171.81
101.000.4362	LIQUOR PERMIT FEES	6,600.00	0.00	7,033.95	-433.95	106.58
101.000.4364	CIGARETTE TAX	150.00	0.00	149.25	0.75	99.50
101.000.4365	COUNTY MOTEL TAX	0.00	0.00	2.39	-2.39	0.00
101.000.4366	FRANCHISE FEES	9,000.00	0.00	13,502.81	-4,502.81	150.03
101.000.4375	GRANT REIMBURSEMENT	0.00	0.00	0.00	0.00	0.00
101.000.4415	NEWSLETTER ADS	1,000.00	0.00	350.00	650.00	35.00
101.000.4450	COMMUNITY SERVICE SALES	0.00	0.00	0.00	0.00	0.00
101.000.4451	PAVILION RECEIPTS	1,500.00	0.00	1,155.00	345.00	77.00
101.000.4455	PARK PROGRAM REVENUE	0.00	0.00	1,079.00	-1,079.00	0.00
101.000.4491	MAPS, COPIES, SPEC/ZON BKS ETC	10.00	0.00	0.00	10.00	0.00
101.000.4520	COMMUNITY SERVICE RESTITUTION	100.00	0.00	0.00	100.00	0.00
101.000.4530	MASSILLON COURT FINES	3,500.00	500.00	4,613.00	-1,113.00	131.80
101.000.4610	MISCELLANEOUS	8,000.00	235.95	18,419.11	-10,419.11	230.24
101.000.4650	DONATIONS	250.00	0.00	0.00	250.00	0.00
101.000.4655	PARK DONATIONS	100.00	0.00	20.00	80.00	20.00
101.000.4656	PARK BRICK DONATIONS	50.00	0.00	0.00	50.00	0.00
101.000.4658	PARKS MISCELLANEOUS	800.00	105.70	1,444.57	-644.57	180.57
101.000.4659	TENNIS COURT ELECTRIC	300.00	110.50	245.25	54.75	81.75
101.000.4660	ESCROW ACCT. DEMOLITION FUND	0.00	0.00	14,000.00	-14,000.00	0.00
101.000.4670	INTEREST	15,000.00	385.55	4,684.27	10,315.73	31.23
101.000.4675	NOTE PROCEEDS	605,000.00	0.00	0.00	605,000.00	0.00
101.000.4890	ADVANCE FROM SEWER	300,000.00	0.00	300,000.00	0.00	100.00
101.000.4900	TRANSFER FROM 331 FUNDS	40,000.00	0.00	40,000.00	0.00	100.00
101.000.4910	TRANSFER FROM 391 CAPITAL	200,000.00	0.00	200,000.00	0.00	100.00
101.000.4990	TRANSFER FROM INCOME TAX #200	1,550,000.00	350,000.00	1,550,000.00	0.00	100.00
101.000.5510	Mayor's Court Fines	0.00	0.00	0.00	0.00	0.00
** 101 GENERAL FUND						
		3,170,284.00	912,225.89	2,609,600.61	560,683.39	
200.000.4140	MUNICIPAL INCOME TAX	1,783,154.00	128,984.74	1,843,018.60	-59,864.60	103.36
200.000.4145	UTILITY-INCOME TAX	0.00	0.00	814.16	-814.16	0.00
200.000.4610	MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00
** 200 CITY INCOME TAX FUND						
		1,783,154.00	128,984.74	1,843,832.76	-60,678.76	
201.000.4340	STATE GAS TAX	108,000.00	4,832.66	52,999.99	55,000.01	49.07
201.000.4345	COUNTY AUTO REGISTRATION	115,000.00	14,671.65	143,756.19	-28,756.19	125.01
201.000.4610	MISCELLANEOUS	1,000.00	0.00	2,601.75	-1,601.75	260.18
201.000.4990	TRANSFER FROM GENERAL FUND	75,000.00	0.00	0.00	75,000.00	0.00

Account..... Description..... Est Revenue... MTD Receipts... YTD Receipts... Unc Balance... % Collected

** 201 STREET CONST., MAINT., REPAIR	299,000.00	19,504.31	199,357.93	99,642.07	
204.000.4340 STATE GAS TAX	8,000.00	391.84	4,297.31	3,702.69	53.72
204.000.4345 COUNTY AUTO REGISTRATION	7,500.00	1,189.59	11,655.88	-4,155.88	155.41
204.000.4370 INTEREST	105.00	0.00	0.00	105.00	0.00
204.000.4670 INTEREST	0.00	0.00	3.52	-3.52	0.00
** 204 STATE HWY IMPROVEMENT	15,605.00	1,581.43	15,956.71	-351.71	
206.000.4348 PERMISSIVE USE TAX	57,000.00	6,096.25	61,230.03	-4,230.03	107.42
206.000.4610 MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00
206.000.4670 INTEREST	591.00	0.00	24.21	566.79	4.10
** 206 MVL TAX FUND	57,591.00	6,096.25	61,254.24	-3,663.24	
210.000.4110 REAL-ESTATE TAX	0.00	0.00	12.56	-12.56	0.00
210.000.4120 PERSONAL PROPERTY TAX	0.00	-3,073.25	0.00	0.00	0.00
210.000.4310 S/B 3 & 287 P.U. REIMBURSEMENT	0.00	0.00	230.00	-230.00	0.00
210.000.4320 ROLLBACK & HOMESTEAD	0.00	0.00	0.00	0.00	0.00
210.000.4330 PERS PROP TAX EXEMPTN REIMB	0.00	5,378.20	5,378.20	-5,378.20	0.00
210.000.4368 IMMOBILZTN/NON-COMP FEES-BMV	1,000.00	0.00	400.00	600.00	40.00
210.000.4491 MISC POLICE FEES	100.00	0.00	0.00	100.00	0.00
210.000.4495 GRANT REIMBURSEMENTS	0.00	0.00	3,839.03	-3,839.03	0.00
210.000.4510 PARKING TICKET FINES	750.00	0.00	700.00	50.00	93.33
210.000.4520 POLICE RESTITUTION	0.00	0.00	0.00	0.00	0.00
210.000.4610 MISCELLANEOUS	4,000.00	20.40	13,457.11	-9,457.11	336.43
210.000.4615 POLICE OVERTIME REIMBURSEMNT.	0.00	0.00	4,308.38	-4,308.38	0.00
210.000.4650 DONATIONS TO POLICE DEPT	200.00	0.00	0.00	200.00	0.00
210.000.4910 TRANSFER FROM INCOME TAX FUND	150,000.00	0.00	150,000.00	0.00	100.00
210.000.4990 TRANSFER FROM GENERAL FUND	725,000.00	225,000.00	725,000.00	0.00	100.00
** 210 POLICE FUND	881,050.00	227,325.35	903,325.28	-22,275.28	
213.000.4495 DRUG PREVENTION GRANT	0.00	0.00	5,890.92	-5,890.92	0.00
213.000.4540 DRUG FINES	1,000.00	200.00	635.00	365.00	63.50
213.000.4560 DUI FINES	2,500.00	0.00	306.00	2,194.00	12.24
213.000.4610 D.A.R.E. CONTRIBUTIONS	1,200.00	0.00	1,228.34	-28.34	102.36
213.000.4650 DONATIONS	0.00	0.00	0.00	0.00	0.00
213.000.5700 D.A.R.E. STATE GRANTS	0.00	0.00	0.00	0.00	0.00
** 213 ENFORCEMENT & EDUCATION	4,700.00	200.00	8,060.26	-3,360.26	
216.000.4540 DRUG FINES	500.00	0.00	10,515.00	-10,015.00	2103.00
216.000.4590 SALE OF CONTRABAND/PROP	500.00	0.00	0.00	500.00	0.00
216.000.4990 TRANSFER FROM THE POLICE FUND	0.00	0.00	0.00	0.00	0.00
** 216 LAW ENFORCEMENT TRUST FUND	1,000.00	0.00	10,515.00	-9,515.00	
222.000.4110 REAL-ESTATE TAX	0.00	0.00	12.56	-12.56	0.00
222.000.4120 PERSONAL PROPERTY TAX	0.00	-3,073.25	0.00	0.00	0.00
222.000.4310 S/B 3 & 287 P.U. REIMBURSEMENT	0.00	0.00	230.00	-230.00	0.00
222.000.4320 ROLLBACK & HOMESTEAD	0.00	0.00	0.00	0.00	0.00
222.000.4330 PERS PROP TAX EXEMPTN REIMB	0.00	5,378.20	5,378.20	-5,378.20	0.00
222.000.4375 STATE GRANTS	800.00	0.00	1,200.00	-400.00	150.00

Account.....	Description.....	Est Revenue...	MTD Receipts..	YTD Receipts..	Unc Balance...	% Collected
222.000.4385	FEDERAL GRANTS	0.00	0.00	0.00	0.00	0.00
222.000.4444	EMS/AMBULANCE CHARGES	65,000.00	8,680.69	98,123.82	-33,123.82	150.96
222.000.4610	MISCELLANEOUS	600.00	100.00	6,380.02	-5,780.02	1063.34
222.000.4650	DONATIONS TO FIRE DEPT	50.00	0.00	0.00	50.00	0.00
222.000.4990	TRANSFER FROM GENERAL FUND	375,000.00	100,000.00	275,000.00	100,000.00	73.33
** 222 FIRE / EMS FUND						
		441,450.00	111,085.64	386,324.60	55,125.40	
285.000.4444	ST. HELENA BOAT REVENUES	0.00	0.00	33,544.44	-33,544.44	0.00
285.000.4600	TRANSFER FROM GENERAL FUNDS	25,000.00	0.00	25,000.00	0.00	100.00
285.000.4650	MISC/DONATIONS	0.00	0.00	0.00	0.00	0.00
** 285 ST HELENA II FUND						
		25,000.00	0.00	58,544.44	-33,544.44	
290.000.4385	FEDERAL GRANT REVENUE	0.00	0.00	0.00	0.00	0.00
304.000.4385	FED HWY ADMIN GRANT	0.00	0.00	0.00	0.00	0.00
331.000.4250	OPEN SPACE FEES	10,000.00	0.00	2,400.00	7,600.00	24.00
331.000.4255	OPWC GRANT PARKS	0.00	0.00	0.00	0.00	0.00
** 331 PARK/RECREATION CAPITAL PROJEC						
		10,000.00	0.00	2,400.00	7,600.00	
341.000.4435	CAPITAL COLLECTIONS	15,000.00	1,364.21	14,862.40	137.60	99.08
341.000.4500	WATERLINE PROJ. REVENUE	0.00	0.00	0.00	0.00	0.00
341.000.4510	NW WATERLINE TAP IN FEES	0.00	0.00	0.00	0.00	0.00
341.000.4600	BOND ANTICIPATION NOTE PROCEEDS	0.00	0.00	0.00	0.00	0.00
341.000.4650	DONATIONS	0.00	0.00	0.00	0.00	0.00
341.000.4660	GEN. FUND TRNSFR	0.00	0.00	0.00	0.00	0.00
341.000.4690	TRANSFER FROM WATER OPER. FUND	0.00	0.00	0.00	0.00	0.00
** 341 WATER CAPITAL PROJECTS						
		15,000.00	1,364.21	14,862.40	137.60	
351.000.4300	GENERAL FUND ADVANCE REPAYMENT	0.00	0.00	0.00	0.00	0.00
351.000.4370	STARK COUNTY SHARE/PROJECTS	0.00	0.00	0.00	0.00	0.00
351.000.4435	CAPITAL COLLECTIONS	153,000.00	12,272.75	132,962.38	20,037.62	86.90
351.000.4439	SEWER TAP-INS	0.00	0.00	0.00	0.00	0.00
** 351 SEWER CAPITAL PROJECTS						
		153,000.00	12,272.75	132,962.38	20,037.62	
381.000.4375	ODOT/OECA GRANT MONIES	0.00	0.00	2,353.50	-2,353.50	0.00
391.000.2222	FIRE STATION BONDS PROPERTY TAX	131,000.00	0.00	101,853.07	29,146.93	77.75
391.000.2223	FIRE STA. BONDS ROLLBACK/HOMESTE	8,500.00	0.00	15,291.18	-6,791.18	179.90
391.000.2224	FIRE STA. BONDS PERSONAL PROP. T	1,100.00	0.00	0.00	1,100.00	0.00
391.000.4120	PERSONAL PROPERTY TAX	0.00	0.00	126.50	-126.50	0.00
391.000.4320	ROLLBACK & HOMESTEAD	0.00	0.00	6,918.55	-6,918.55	0.00
391.000.4375	STATE GRANTS	26,796.00	0.00	0.00	26,796.00	0.00
391.000.4376	S.C.AT.S. GRANT FROM COUNTY	0.00	0.00	0.00	0.00	0.00
391.000.4610	MISCELLANEOUS	1,000.00	0.00	0.00	1,000.00	0.00
391.000.4650	DONATIONS FOR EQUIPMENT	0.00	0.00	0.00	0.00	0.00
391.000.4660	PROCEEDS OF NICHTER PROPERTY	0.00	0.00	0.00	0.00	0.00
391.000.4850	PROCEEDS OF FIRE STA. BONDS	0.00	0.00	0.00	0.00	0.00
391.000.4990	TRANSFERS-IN FROM INCOME TAX	75,000.00	75,000.00	75,000.00	0.00	100.00

Account.....	Description.....	Est Revenue...	MTD Receipts..	YTD Receipts..	Unc Balance...	% Collected
391.000.4991	TRANSFERS FROM GENERAL FUND	148,306.00	100,000.00	100,000.00	48,306.00	67.43
391.000.5500	TRANSFERS-IN FROM FUND BALANCE	0.00	0.00	0.00	0.00	0.00
** 391 GENERAL CAPITAL PROJECTS						
441.000.2020	TRANSFER FROM FUNDS	391,702.00	175,000.00	299,189.30	92,512.70	
441.000.4431	COLLECTIONS	150,000.00	160,000.00	220,000.00	-70,000.00	146.67
441.000.4432	NORTHWEST WATERLINE MONTHLY COLL	71,000.00	6,177.89	67,287.97	3,712.03	94.77
441.000.4438	WATER TAP-INS	3,750.00	0.00	0.00	0.00	0.00
441.000.4439	NORTHWEST WATER LINE TAP-INS	0.00	0.00	0.00	0.00	0.00
441.000.4610	MISCELLANEOUS	60,000.00	0.00	0.00	60,000.00	0.00
441.000.4675	ESCROW INTEREST	0.00	0.00	0.00	0.00	0.00
441.000.4850	PROCEEDS OF LONG TERM DEBT	0.00	0.00	0.00	0.00	0.00
** 441 WATER DEBT						
		284,750.00	166,177.89	287,287.97	-2,537.97	
451.000.4431	COLLECTIONS	24,500.00	1,184.13	14,045.10	10,454.90	57.33
471.000.4631	ELM RIDGE ASSESSMENTS	9,400.00	0.00	-8,409.12	17,809.12	-89.46
471.000.4700	ADVANCES IN	0.00	0.00	-3,756.00	3,756.00	0.00
471.000.5800	Transfer from General Fund	0.00	0.00	0.00	0.00	0.00
** 471 ELMRIDGE DEVELOPMENT DEBT						
		9,400.00	0.00	-12,165.12	21,565.12	
481.000.4990	TRANSFER FROM INCOME TAX FUND	155,000.00	75,000.00	75,000.00	80,000.00	48.39
481.000.4991	TRANSFER FROM GENERAL FUND	525,000.00	525,000.00	525,000.00	0.00	100.00
481.000.4992	MISC. RECORDED REVENUES	0.00	0.00	0.00	0.00	0.00
** 481 GENERAL OBLIGATION DEBT						
		680,000.00	600,000.00	600,000.00	80,000.00	
541.000.4240	WATER LICENSE	500.00	0.00	112.50	387.50	22.50
541.000.4250	NEW UTILITY ACCT. DEPOSITS	1,500.00	200.00	1,300.00	200.00	86.67
541.000.4431	COLLECTIONS	551,000.00	46,890.83	518,990.25	32,009.75	94.19
541.000.4433	CITY WATER DELINQUENTS	0.00	0.00	0.00	0.00	0.00
541.000.4437	TURN ON FEE/RECONNECTS	50.00	0.00	280.00	-230.00	560.00
541.000.4438	WATER TAP-INS	7,000.00	0.00	13,125.00	-6,125.00	187.50
541.000.4610	MISCELLANEOUS	500.00	70.00	6,085.66	-5,585.66	1217.13
** 541 WATER OPER FUND						
		560,550.00	47,160.83	539,893.41	20,656.59	
551.000.4240	SEWER LICENSE	500.00	0.00	112.50	387.50	22.50
551.000.4431	COLLECTIONS	496,000.00	40,553.04	442,819.69	53,180.31	89.28
551.000.4436	STARK COUNTY SHARE COLLECTIONS	89,000.00	0.00	102,577.32	-13,577.32	115.26
551.000.4438	SEWER TAP-INS	12,000.00	0.00	0.00	12,000.00	0.00
551.000.4439	SEWER TAP-INS	0.00	0.00	4,350.00	-4,350.00	0.00
551.000.4610	MISCELLANEOUS	3,000.00	0.00	3,000.00	0.00	100.00
** 551 SEWER OPER FUND						
		600,500.00	40,553.04	552,859.51	47,640.49	
608.000.4990	HOSPITALIZATION MONIES	210,000.00	0.00	181,500.00	28,500.00	86.43
701.000.4680	GENERAL TRUST	0.00	0.00	0.00	0.00	0.00
780.000.4680	UNCLAIMED FUNDS	0.00	8.02	121.83	-121.83	0.00

***		9,618,236.00	2,450,724.48	8,712,082.11	906,153.89	
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Account.....	Description.....	Revised app....	MTD Expense...	YTD Expense...	Unexpended....	Encumbrance...	Unencumbered..	% Used
101.101.5110	SALARIES & WAGES	7,700.00	616.67	6,703.34	996.66	0.00	996.66	87.06
101.101.5212	EMPLYR PENSION	1,078.00	84.46	852.09	225.91	425.91	-200.00	118.55
101.101.5214	EMPLYR MEDICARE	225.00	8.94	97.20	127.80	0.00	127.80	43.20
101.101.5230	WORKERS COMPENSATION	200.00	0.00	166.33	33.67	0.00	33.67	83.17
101.101.5570	TRAINING/EDUCATION	2,000.00	0.00	1,900.83	99.17	0.00	99.17	95.04
101.101.5620	SUPPLIES/MATERIALS	750.00	655.84	882.41	-132.41	0.00	-132.41	117.65
* Dept 101 COUNCIL		11,953.00	1,365.91	10,602.20	1,350.80	425.91	924.89	
101.120.5110	SALARIES & WAGES	88,000.00	5,126.56	64,158.79	23,841.21	0.00	23,841.21	72.91
101.120.5120	OVERTIME	0.00	0.00	0.00	0.00	0.00	0.00	0.00
101.120.5212	EMPLYR PENSION	12,320.00	618.46	6,435.82	5,884.18	5,884.18	0.00	100.00
101.120.5214	EMPLYR MEDICARE	1,250.00	65.49	837.57	412.43	0.00	412.43	67.01
101.120.5220	HOSPITALIZATION	6,500.00	0.00	0.00	6,500.00	0.00	6,500.00	0.00
101.120.5230	WORKERS COMPENSATIO	2,700.00	0.00	1,576.18	1,123.82	0.00	1,123.82	58.38
101.120.5235	UNEMPLOYMENT CHARGE	1,274.17	317.51	1,494.03	-219.86	0.00	-219.86	117.26
101.120.5310	PROFESSIONAL SERVIC	7,000.00	228.00	2,063.66	4,936.34	0.00	4,936.34	29.48
101.120.5320	NEWSLETTER	6,000.00	488.35	5,084.38	915.62	0.00	915.62	84.74
101.120.5410	CONTRACTED SERVICES	19,136.83	945.36	14,361.15	4,775.68	1,175.00	3,600.68	81.18
101.120.5480	COMMUNICATIONS	5,500.00	318.03	3,187.91	2,312.09	1,639.37	672.72	87.77
101.120.5492	COUNTY RPC	700.00	0.00	0.00	700.00	0.00	700.00	0.00
101.120.5494	COUNTY HEALTH DEPT	24,029.00	0.00	24,029.00	0.00	0.00	0.00	100.00
101.120.5496	MUSKINGUM WATRESHED	13,200.00	0.00	13,125.80	74.20	0.00	74.20	99.44
101.120.5510	TRAVEL/INCIDENTAL	3,000.00	0.00	535.86	2,464.14	0.00	2,464.14	17.86
101.120.5520	ADVERTISING	5,000.00	0.00	621.25	4,378.75	0.00	4,378.75	12.43
101.120.5530	INSURANCE/BONDING	2,500.00	0.00	1,751.17	748.83	0.00	748.83	70.05
101.120.5570	TRAINING/EDUCATION	1,500.00	0.00	941.00	559.00	0.00	559.00	62.73
101.120.5580	PROFESSIONAL MEMBER	2,800.00	20.00	2,005.00	795.00	0.00	795.00	71.61
101.120.5610	OFFICE SUPPLIES	10,000.00	93.97	2,857.28	7,142.72	1,479.79	5,662.93	43.37
101.120.5680	DISCRETIONARY PURCH	1,594.41	0.00	1,594.41	0.00	0.00	0.00	100.00
101.120.5690	CONTINGENCY	10,000.00	0.00	3,447.81	6,552.19	0.00	6,552.19	34.48
101.120.5710	EQUIPMENT	2,205.59	398.00	398.00	1,807.59	0.00	1,807.59	18.05
101.120.5980	REFUNDS	17,000.00	0.00	14,035.00	2,965.00	0.00	2,965.00	82.56
* Dept 120 MAYOR.ADMN		243,210.00	8,619.73	164,541.07	78,668.93	10,178.34	68,490.59	
101.130.5110	SALARIES & WAGES	15,000.00	1,003.82	11,834.16	3,165.84	0.00	3,165.84	78.89
101.130.5212	EMPLYR PENSION	3,500.00	353.48	3,568.21	-68.21	0.00	-68.21	101.95
101.130.5214	EMPLYR MEDICARE	400.00	26.88	231.31	168.69	0.00	168.69	57.83
101.130.5220	HOSPITALIZATION	4,200.00	0.00	0.00	4,200.00	0.00	4,200.00	0.00
101.130.5230	WORKERS COMPENSATIO	500.00	0.00	330.23	169.77	0.00	169.77	66.05
101.130.5240	PART TIME WAGES	7,000.00	887.28	4,491.29	2,508.71	0.00	2,508.71	64.16
101.130.5310	PROFESSIONAL SERVIC	5,660.00	151.94	4,109.00	1,551.00	0.00	1,551.00	72.60
101.130.5330	STATE EXAMINER SERV	14,300.00	0.00	14,223.10	76.90	1,386.52	-1,309.62	109.16
101.130.5490	COUNTY AUDITOR/TREA	6,500.00	0.00	4,225.86	2,274.14	0.00	2,274.14	65.01
101.130.5510	TRAVEL/INCIDENTAL	750.00	0.00	0.00	750.00	0.00	750.00	0.00
101.130.5530	INSURANCE/BONDING	250.00	0.00	100.00	150.00	0.00	150.00	40.00
101.130.5570	TRAINING/EDUCATION	1,500.00	49.74	249.98	1,250.02	0.00	1,250.02	16.67
101.130.5580	PROFESSIONAL MEMBER	300.00	0.00	300.00	0.00	0.00	0.00	100.00
101.130.5710	EQUIPMENT	500.00	0.00	0.00	500.00	0.00	500.00	0.00
* Dept 130 FINANCE		60,360.00	2,473.14	43,663.14	16,696.86	1,386.52	15,310.34	
101.150.5110	SALARIES & WAGES	10,000.00	833.33	9,166.63	833.37	0.00	833.37	91.67

Account.....	Description.....	Revised app....	MTD Expense...	YTD Expense...	Unexpended....	Encumbrance...	Unencumbered..	% Used
101.150.5200	FACILITY STIPEND	3,600.00	0.00	3,600.00	0.00	1,800.00	-1,800.00	150.00
101.150.5212	Employer Pension	1,500.00	72.92	704.60	795.40	795.40	0.00	100.00
101.150.5214	EMPLYR MEDICARE	350.00	12.09	132.99	217.01	0.00	217.01	38.00
101.150.5230	WORKERS COMPENSATIO	350.00	0.00	124.58	225.42	0.00	225.42	35.59
101.150.5350	CIVIL SERVICE TESTI	2,000.00	0.00	0.00	2,000.00	0.00	2,000.00	0.00
101.150.5410	CONTRACTED SERVICES	55,000.00	3,367.40	50,518.33	4,481.67	10,977.50	-6,495.83	111.81
101.150.5510	Mayor's Court Salar	0.00	0.00	0.00	0.00	0.00	0.00	0.00
101.150.5512	Mayor's Court Empl.	0.00	0.00	0.00	0.00	0.00	0.00	0.00
101.150.5514	Mayor's Court Profe	0.00	0.00	0.00	0.00	0.00	0.00	0.00
101.150.5516	Mayor's Court Contr	0.00	0.00	0.00	0.00	0.00	0.00	0.00
101.150.5518	Mayor's Court Suppl	0.00	0.00	0.00	0.00	0.00	0.00	0.00
101.150.5520	Mayor's Court Equip	0.00	0.00	0.00	0.00	0.00	0.00	0.00
101.150.5620	LAW LIBRARY SUPPLIE	800.00	0.00	0.00	800.00	0.00	800.00	0.00
* Dept 150 LEGAL								
		73,600.00	4,285.74	64,247.13	9,352.87	13,572.90	-4,220.03	
101.160.5360	ENGINEERING SERVICE	50,000.00	2,632.50	18,251.82	31,748.18	38,565.68	-6,817.50	113.64
101.170.5110	SALARIES & WAGES	38,000.00	1,915.52	35,353.74	2,646.26	0.00	2,646.26	93.04
101.170.5120	OVERTIME	400.00	0.00	342.34	57.66	0.00	57.66	85.59
101.170.5130	MAYOR'S SUMMER WORK	12,000.00	20.03	10,611.70	1,388.30	0.00	1,388.30	88.43
101.170.5212	EMPLYR PENSION	4,270.00	217.29	2,050.04	2,219.96	2,219.96	0.00	100.00
101.170.5214	EMPLYR MEDICARE	1,500.00	26.43	629.69	870.31	0.00	870.31	41.98
101.170.5220	HOSPITALIZATION	4,000.00	0.00	0.00	4,000.00	0.00	4,000.00	0.00
101.170.5230	WORKERS COMPENSATIO	2,000.00	0.00	866.57	1,133.43	0.00	1,133.43	43.33
101.170.5235	UNEMPLOYMENT CHARGE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
101.170.5310	PROFESSIONAL SERVIC	9,000.00	405.00	6,796.10	2,203.90	0.00	2,203.90	75.51
101.170.5410	CONTRACTED SERVICES	9,500.00	349.47	9,268.34	231.66	343.21	-111.55	101.17
101.170.5445	REPAIRS/MAINT	5,000.00	0.00	1,110.81	3,889.19	0.00	3,889.19	22.22
101.170.5465	ELECTRIC	10,800.00	402.59	8,679.77	2,120.23	0.00	2,120.23	80.37
101.170.5470	NATURAL GAS	4,500.00	131.72	2,569.24	1,930.76	2,376.99	-446.23	109.92
101.170.5480	COMMUNICATIONS	7,500.00	498.86	6,132.96	1,367.04	346.66	1,020.38	86.39
101.170.5530	INSURANCE/BONDING	7,000.00	0.00	6,726.50	273.50	0.00	273.50	96.09
101.170.5550	LICENSES	75.00	0.00	70.00	5.00	0.00	5.00	93.33
101.170.5620	SUPPLIES/MATERIALS	8,500.00	245.60	7,026.16	1,473.84	141.00	1,332.84	84.32
101.170.5650	FUEL	1,000.00	0.00	511.15	488.85	0.00	488.85	51.12
101.170.5710	EQUIPMENT	900.00	0.00	0.00	900.00	0.00	900.00	0.00
101.170.5800	HISTORICAL PLANNING	0.00	0.00	0.00	0.00	0.00	0.00	0.00
* Dept 170 LAND/BUILDINGS								
		125,945.00	4,212.51	98,745.11	27,199.89	5,427.82	21,772.07	
101.180.5510	TRAVEL/INCIDENTAL	500.00	0.00	0.00	500.00	0.00	500.00	0.00
101.180.5620	SUPPLIES/MATERIALS	2,500.00	105.60	1,799.39	700.61	300.00	400.61	83.98
101.180.5710	EQUIPMENT	500.00	0.00	0.00	500.00	0.00	500.00	0.00
* Dept 180 COMMUNITY SERVICE								
		3,500.00	105.60	1,799.39	1,700.61	300.00	1,400.61	
101.190.5920	TRNSFR/STREET #202	70,000.00	0.00	0.00	70,000.00	0.00	70,000.00	0.00
101.190.5921	TRNSFR/POLICE #210	725,000.00	225,000.00	725,000.00	0.00	0.00	0.00	100.00
101.190.5922	TRNSFR/FIRE/EMS #22	375,000.00	100,000.00	275,000.00	100,000.00	0.00	100,000.00	73.33
101.190.5923	TRANSFER TO CAPITAL	150,000.00	100,000.00	100,000.00	50,000.00	0.00	50,000.00	66.67
101.190.5924	Transfer Out to Elm	0.00	0.00	0.00	0.00	0.00	0.00	0.00
101.190.5925	TRANSFER TO DEBT	605,000.00	525,000.00	525,000.00	80,000.00	0.00	80,000.00	86.78
101.190.5926	TRNSFR/ WATER DEBT.	220,000.00	160,000.00	220,000.00	0.00	0.00	0.00	100.00

Account.....	Description.....	Revised app...	MTD Expense...	YTD Expense...	Unexpended....	Encumbrance...	Unencumbered..	% Used
101.190.5930	TRANSFER TO ST. HEL	25,000.00	0.00	25,000.00	0.00	0.00	0.00	100.00
* Dept 190	TRANSFERS-OUT	2,170,000.00	1,110,000.00	1,870,000.00	300,000.00	0.00	300,000.00	
101.195.5900	ADVANCES OUT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
101.360.5460	STREET-LIGHTING CHA	16,000.00	1,141.58	13,068.80	2,931.20	0.00	2,931.20	81.68
101.510.5110	SALARIES & WAGES	24,970.26	1,031.67	22,896.15	2,074.11	0.00	2,074.11	91.69
101.510.5120	OVERTIME	29.74	0.00	29.74	0.00	0.00	0.00	100.00
101.510.5212	EMPLOYERS PENSION	3,500.00	198.67	3,005.48	494.52	494.52	0.00	100.00
101.510.5214	EMPLOYERS MEDICARE	600.00	14.96	332.42	267.58	0.00	267.58	55.40
101.510.5220	HOSPITALIZATION	0.00	0.00	0.00	0.00	0.00	0.00	0.00
101.510.5230	WORKERS COMPENSATIO	835.86	0.00	835.86	0.00	0.00	0.00	100.00
101.510.5240	PARK & RECREATION-	0.00	0.00	0.00	0.00	0.00	0.00	0.00
101.510.5310	PROFESSIONAL SERVIC	3,500.00	0.00	115.00	3,385.00	0.00	3,385.00	3.29
101.510.5410	CONTRACTED SERVICES	4,000.00	108.75	1,504.21	2,495.79	165.23	2,330.56	41.74
101.510.5430	SUMMER REC. PROGRAM	4,000.00	0.00	2,596.48	1,403.52	1,240.00	163.52	95.91
101.510.5445	REPAIRS & MAINTENAN	3,000.00	0.00	3,000.00	0.00	0.00	0.00	100.00
101.510.5465	ELECTRIC	2,500.00	0.00	739.76	1,760.24	0.00	1,760.24	29.59
101.510.5470	NATURAL GAS	1,500.00	184.59	819.89	680.11	745.85	-65.74	104.38
101.510.5480	COMMUNICATIONS	1,600.00	124.34	1,653.47	-53.47	0.00	-53.47	103.34
101.510.5510	TRAVEL & INCIDENTAL	250.00	0.00	150.12	99.88	0.00	99.88	60.05
101.510.5550	LICENSES	100.00	0.00	0.00	100.00	0.00	100.00	0.00
101.510.5570	TRAINING/EDUCATION	300.00	65.32	65.32	234.68	0.00	234.68	21.77
101.510.5610	OFFICE SUPPLIES	1,000.00	0.00	70.48	929.52	0.00	929.52	7.05
101.510.5620	SUPPLIES/MATERIALS	3,064.14	256.30	2,805.24	258.90	0.00	258.90	91.55
101.510.5710	EQUIPMENT	400.00	0.00	0.00	400.00	0.00	400.00	0.00
* Dept 510	PARK/RECREATION	55,150.00	1,984.60	40,619.62	14,530.38	2,645.60	11,884.78	
101.799.2602	Transfer to Squad L	0.00	0.00	0.00	0.00	0.00	0.00	0.00
** 101	GENERAL FUND	2,809,718.00	1,136,881.31	2,325,538.28	484,179.72	72,502.77	411,676.95	
200.140.5110	SALARIES & WAGES	47,000.00	3,219.96	38,362.92	8,637.08	0.00	8,637.08	81.62
200.140.5120	OVERTIME	3,900.00	134.79	3,140.57	759.43	0.00	759.43	80.53
200.140.5212	EMPLYR PENSION	7,700.00	549.02	6,535.03	1,164.97	1,164.97	0.00	100.00
200.140.5214	EMPLOYERS MEDICARE	550.00	8.05	131.73	418.27	0.00	418.27	23.95
200.140.5220	HOSPITALIZATION	9,500.00	0.00	9,500.00	0.00	0.00	0.00	100.00
200.140.5230	WORKERS COMP	1,300.00	0.00	1,208.86	91.14	0.00	91.14	92.99
200.140.5240	SEASONAL EMPLOYEE	11,000.00	555.33	9,085.42	1,914.58	0.00	1,914.58	82.59
200.140.5310	PROFESSIONAL SERVIC	7,500.00	239.03	5,024.48	2,475.52	1,225.00	1,250.52	83.33
200.140.5410	CONTRACTED SERVICES	6,000.00	0.00	247.75	5,752.25	0.00	5,752.25	4.13
200.140.5445	REPAIRS & MAINTENAN	500.00	0.00	70.00	430.00	0.00	430.00	14.00
200.140.5480	COMMUNICATIONS	11,000.00	454.02	8,479.80	2,520.20	1,751.10	769.10	93.01
200.140.5510	TRAVEL/INCIDENTAL	700.00	0.00	477.82	222.18	0.00	222.18	68.26
200.140.5530	INSURANCE/BONDING	100.00	0.00	0.00	100.00	0.00	100.00	0.00
200.140.5570	TRAINING/EDUCATION	750.00	20.00	370.01	379.99	0.00	379.99	49.33
200.140.5580	PROFESSIONAL MEMBER	100.00	0.00	20.00	80.00	0.00	80.00	20.00
200.140.5590	COURT COSTS	1,250.00	0.00	867.00	383.00	633.00	-250.00	120.00
200.140.5600	LEGAL FEES	8,250.00	796.06	7,901.17	348.83	1,203.94	-855.11	110.36
200.140.5610	OFFICE SUPPLIES	1,500.00	0.00	1,061.12	438.88	923.60	-484.72	132.31
200.140.5680	REFUNDS	34,750.00	3,351.41	34,384.30	365.70	10.00	355.70	98.98

Account.....	Description.....	Revised app....	MTD Expense...	YTD Expense...	Unexpended....	Encumbrance....	Unencumbered..	% Used
200.140.5690	CONTINGENCY	1,000.00	0.00	0.00	1,000.00	0.00	1,000.00	0.00
200.140.5710	EQUIPMENT	1,000.00	0.00	0.00	1,000.00	0.00	1,000.00	0.00
200.140.5910	TRANSFER/GENERAL FUND	1,550,000.00	350,000.00	1,550,000.00	0.00	0.00	0.00	100.00
200.140.5911	TRANSFER TO POLICE	150,000.00	0.00	150,000.00	0.00	0.00	0.00	100.00
200.140.5939	TRANSFER/CAPITAL #391	75,000.00	75,000.00	75,000.00	0.00	0.00	0.00	100.00
200.140.5948	TRANSFER/GEN OB DEBT	75,000.00	75,000.00	75,000.00	0.00	0.00	0.00	100.00
* Dept 140	INCOME TAX	2,005,350.00	509,327.67	1,976,867.98	28,482.02	6,911.61	21,570.41	
** 200 CITY	INCOME TAX FUND	2,005,350.00	509,327.67	1,976,867.98	28,482.02	6,911.61	21,570.41	
201.360.5110	SALARIES & WAGES	120,500.00	8,207.05	92,887.65	27,612.35	0.00	27,612.35	77.09
201.360.5120	OVERTIME	8,500.00	0.00	3,409.50	5,090.50	0.00	5,090.50	40.11
201.360.5212	EMPLYR PENSION	16,800.00	1,409.93	16,656.18	143.82	143.82	0.00	100.00
201.360.5214	EMPLYR MEDICARE	1,800.00	114.32	1,344.71	455.29	0.00	455.29	74.71
201.360.5220	HOSPITALIZATION	35,000.00	0.00	20,000.00	15,000.00	0.00	15,000.00	57.14
201.360.5230	WORKERS COMP	4,100.00	0.00	2,294.43	1,805.57	0.00	1,805.57	55.96
201.360.5235	UNEMPLOYMENT CHARGE	500.00	0.00	0.00	500.00	0.00	500.00	0.00
201.360.5240	UNIFORMS	2,453.00	65.49	1,672.67	780.33	189.50	590.83	75.91
201.360.5310	PROFESSIONAL SERVICE	500.00	0.00	150.36	349.64	0.00	349.64	30.07
201.360.5410	CONTRACTED SERVICES	8,000.00	0.00	7,143.74	856.26	500.00	356.26	95.55
201.360.5420	EMERGENCY DISPATCHI	500.00	0.00	0.00	500.00	0.00	500.00	0.00
201.360.5440	VEHICLE REPAIRS/MAI	9,000.00	882.43	7,351.35	1,648.65	0.00	1,648.65	81.68
201.360.5445	REPAIRS/MAINT	8,500.00	82.46	543.37	7,956.63	0.00	7,956.63	6.39
201.360.5480	COMMUNICATIONS	5,500.00	238.54	5,397.40	102.60	1,233.36	-1,130.76	120.56
201.360.5530	INSURANCE/BONDING	9,000.00	0.00	8,219.67	780.33	0.00	780.33	91.33
201.360.5570	TRAINING/EDUCATION	1,500.00	0.00	40.00	1,460.00	0.00	1,460.00	2.67
201.360.5620	SUPPL/MTRLS	15,000.00	478.77	9,000.14	5,999.86	183.40	5,816.46	61.22
201.360.5630	ST/STRM MTRLS	22,000.00	517.63	19,252.24	2,747.76	6,588.25	-3,840.49	117.46
201.360.5640	SMALL TOOLS/EQUIP	3,000.00	0.00	796.60	2,203.40	0.00	2,203.40	26.55
201.360.5650	FUEL	15,000.00	1,130.60	8,289.14	6,710.86	2,911.95	3,798.91	74.67
201.360.5690	CONTINGENCY	3,000.00	0.00	0.00	3,000.00	0.00	3,000.00	0.00
201.360.5939	TRANSFERS OUT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
* Dept 360	STREET	290,153.00	13,127.22	204,449.15	85,703.85	11,750.28	73,953.57	
** 201 STREET	CONST., MAINT., REPAIR	290,153.00	13,127.22	204,449.15	85,703.85	11,750.28	73,953.57	
204.360.5465	ELECTRIC	15,000.00	1,141.58	13,068.82	1,931.18	0.00	1,931.18	87.13
204.360.5630	STREET/STORM MATERI	10,000.00	3,444.38	7,582.38	2,417.62	812.00	1,605.62	83.94
* Dept 360	STREET	25,000.00	4,585.96	20,651.20	4,348.80	812.00	3,536.80	
** 204 STATE HWY	IMPROVEMENT	25,000.00	4,585.96	20,651.20	4,348.80	812.00	3,536.80	
206.360.5630	STREET/STORM MATERI	85,000.00	3,444.37	80,346.37	4,653.63	0.00	4,653.63	94.53
210.250.5110	SALARIES & WAGES	477,173.00	31,744.77	447,219.13	29,953.87	0.00	29,953.87	93.72
210.250.5115	PTE SALARIES	35,456.00	3,568.47	29,332.66	6,123.34	0.00	6,123.34	82.73
210.250.5120	OVERTIME	24,000.00	2,986.93	24,191.83	-191.83	0.00	-191.83	100.80
210.250.5212	EMPLYR PENSION	88,372.00	635.39	78,579.04	9,792.96	0.00	9,792.96	88.92
210.250.5214	EMPLYR MEDICARE	7,252.00	486.90	6,401.85	850.15	0.00	850.15	88.28
210.250.5220	HOSPITALIZATION	78,604.00	0.00	50,000.00	28,604.00	0.00	28,604.00	63.61
210.250.5230	WORKERS COMPENSATIO	15,012.00	0.00	11,616.11	3,395.89	0.00	3,395.89	77.38

Account.....	Description.....	Revised app....	MTD Expense...	YTD Expense...	Unexpended....	Encumbrance....	Unencumbered...	% Used
210.250.5240	UNIFORMS	11,050.00	0.00	364.25	10,685.75	0.00	10,685.75	3.30
210.250.5310	PROFESSIONAL SERVIC	4,000.00	174.66	1,809.75	2,190.25	0.00	2,190.25	45.24
210.250.5410	CONTRACTED SERVICES	23,000.00	218.05	15,019.52	7,980.48	4,909.55	3,070.93	86.65
210.250.5420	DISPATCHING SERVICE	47,341.00	0.00	43,384.00	3,957.00	3,944.00	13.00	99.97
210.250.5430	VEHICLE REPAIRS/MAI	7,000.00	220.52	6,127.76	872.24	0.00	872.24	87.54
210.250.5440	ELECTRIC	6,500.00	515.56	6,364.92	135.08	0.00	135.08	97.92
210.250.5465	NATURAL GAS	4,000.00	416.37	2,854.51	1,145.49	1,613.66	-468.17	111.70
210.250.5470	COMMUNICATIONS	10,000.00	1,305.16	9,821.95	178.05	3,036.89	-2,858.84	128.59
210.250.5480	COUNTY AUDITOR/TREA	950.00	0.00	0.00	950.00	0.00	950.00	0.00
210.250.5490	TRAVEL-PRISONERS	500.00	0.00	0.00	500.00	0.00	500.00	0.00
210.250.5510	INSURANCE/BONDING	10,000.00	0.00	8,219.66	1,780.34	0.00	1,780.34	82.20
210.250.5530	TRAINING.EDUCATION	5,400.00	13.00	3,394.52	2,005.48	0.00	2,005.48	62.86
210.250.5570	Police Department-	1,000.00	0.00	0.00	1,000.00	0.00	1,000.00	0.00
210.250.5575	PROFESSIONAL MEMBER	400.00	50.00	424.00	-24.00	0.00	-24.00	106.00
210.250.5580	SUPPLIES/MATERIALS	8,000.00	534.85	5,846.84	2,153.16	433.40	1,719.76	78.50
210.250.5620	FUEL	16,500.00	2,762.46	13,379.75	3,120.25	2,507.02	613.23	96.28
210.250.5650	DISCRETIONARY PURCH	5,000.00	0.00	0.00	5,000.00	0.00	5,000.00	0.00
210.250.5680	TRANSFER TO LAW ENF	0.00	0.00	0.00	0.00	0.00	0.00	0.00
210.250.5900								
* Dept 250 POLICE		886,510.00	45,633.09	764,352.05	122,157.95	16,444.52	105,713.43	
** 210 POLICE FUND		886,510.00	45,633.09	764,352.05	122,157.95	16,444.52	105,713.43	
213.250.5310	PROFESSIONAL SERVIC	500.00	0.00	0.00	500.00	0.00	500.00	0.00
213.250.5510	TRAVEL/INCIDENTAL	1,050.00	0.00	1,036.32	13.68	0.00	13.68	98.70
213.250.5620	SUPPLIES/MATERIALS	3,750.00	0.00	3,736.87	13.13	353.76	-340.63	109.08
213.250.5710	EQUIPMENT	700.00	0.00	199.47	500.53	0.00	500.53	28.50
* Dept 250 POLICE		6,000.00	0.00	4,972.66	1,027.34	353.76	673.58	
** 213 ENFORCEMENT & EDUCATION		6,000.00	0.00	4,972.66	1,027.34	353.76	673.58	
216.250.5570	TRAVEL/TRNG	500.00	0.00	0.00	500.00	0.00	500.00	0.00
216.250.5620	SUPPLIES	1,000.00	0.00	204.95	795.05	0.00	795.05	20.50
216.250.5710	EQUIPMENT	2,500.00	1,382.56	1,382.56	1,117.44	0.00	1,117.44	55.30
* Dept 250 POLICE		4,000.00	1,382.56	1,587.51	2,412.49	0.00	2,412.49	
** 216 LAW ENFORCEMENT TRUST FUND		4,000.00	1,382.56	1,587.51	2,412.49	0.00	2,412.49	
222.210.5110	SALARIES & WAGES	288,908.17	20,430.89	210,211.15	78,697.02	0.00	78,697.02	72.76
222.210.5212	EMPLR PENSION	3,750.00	193.81	1,930.79	1,819.21	1,819.21	0.00	100.00
222.210.5214	EMPLR MEDICARE	4,333.62	287.59	3,004.79	1,328.83	0.00	1,328.83	69.34
222.210.5216	EMPLR FICA	15,223.57	1,064.63	11,929.66	3,293.91	0.00	3,293.91	78.36
222.210.5230	WORKERS COMP	19,556.33	0.00	16,076.73	3,479.60	0.00	3,479.60	82.21
222.210.5235	UNEMPLOYMENT CHARGE	1,000.00	0.00	52.09	947.91	0.00	947.91	5.21
222.210.5240	UNIFORMS	4,500.00	987.50	3,004.34	1,495.66	0.00	1,495.66	66.76
222.210.5310	PROFESSIONAL SERVIC	3,400.00	161.00	3,006.69	393.31	0.00	393.31	88.43
222.210.5410	FIRE CONTRACTED SER	9,500.00	49.98	3,099.49	6,400.51	1,088.76	5,311.75	44.09
222.210.5415	EMS CONTRACTED SERV	5,000.00	460.00	5,533.00	-533.00	0.00	-533.00	110.66
222.210.5420	DISPATCHING	23,289.00	1,473.33	16,206.63	7,082.37	1,473.33	5,609.04	75.92
222.210.5440	VEHICLE REPAIRS/MAI	15,500.00	157.16	13,984.47	1,515.53	361.72	1,153.81	92.56
222.210.5445	REPRS/ MAINT	4,000.00	0.00	561.70	3,438.30	0.00	3,438.30	14.04
222.210.5465	ELECTRIC	14,000.00	670.83	8,249.93	5,750.07	0.00	5,750.07	58.93

Account.....	Description.....	Revised app...	MTD Expense...	YTD Expense...	Unexpended....	Encumbrance...	Unencumbered...	% Used
222.210.5470	NATURAL GAS	12,500.00	822.92	10,049.55	2,450.45	1,398.29	1,052.16	91.58
222.210.5480	COMMUNICATIONS	12,000.00	579.95	8,878.77	3,121.23	1,472.58	1,648.65	86.26
222.210.5490	COUNTY AUDITOR/TREA	1,000.00	0.00	0.00	1,000.00	0.00	1,000.00	0.00
222.210.5510	TRAVEL/INCIDENTAL	1,000.00	0.00	20.52	979.48	0.00	979.48	2.05
222.210.5530	INSURANCE/BONDING	8,800.00	0.00	8,219.66	580.34	0.00	580.34	93.41
222.210.5570	TRAINING/EDUCATION	10,000.00	0.00	5,638.50	4,361.50	425.00	3,936.50	60.64
222.210.5580	PROFESSIONAL MEMBER	1,000.00	0.00	654.00	346.00	150.00	196.00	80.40
222.210.5620	FIRE SUPPLIES/MTRLs	10,000.00	-92.74	6,880.74	3,119.26	1,764.19	1,355.07	86.45
222.210.5625	EMS SUPPLIES/MTRLs	10,000.00	1,646.26	5,851.57	4,148.43	597.62	3,550.81	64.49
222.210.5650	FUEL	9,000.00	753.20	5,270.66	3,729.34	2,245.52	1,483.82	83.51
222.210.5650	CONTINGENCY	3,300.00	872.89	3,170.23	129.77	0.00	129.77	96.07
222.210.5690	FIRE EQUIPMENT	7,500.00	450.00	2,026.46	5,473.54	135.00	5,338.54	28.82
222.210.5710	EMS EQUIPMENT	7,800.00	1,004.00	2,325.25	5,474.75	2,420.00	3,054.75	60.84
* Dept 210 FIRE/EMS		505,860.69	31,973.20	355,837.37	150,023.32	15,351.22	134,672.10	
** 222 FIRE / EMS FUND		505,860.69	31,973.20	355,837.37	150,023.32	15,351.22	134,672.10	
283.340.5620	SUPPLIES/MTRLs	0.00	0.00	0.00	0.00	0.00	0.00	0.00
283.340.5710	EQUIPMENT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
* Dept 340 RECYCLE		0.00	0.00	0.00	0.00	0.00	0.00	
** 283 RECYCLING FUND		0.00	0.00	0.00	0.00	0.00	0.00	
285.210.5110	SALARIES & WAGES	19,000.00	76.51	18,325.34	674.66	0.00	674.66	96.45
285.210.5212	EMPLOYERS PENSION	2,400.00	192.27	2,383.80	16.20	0.00	16.20	99.33
285.210.5214	EMPLOYERS MEDICARE	1,150.00	1.11	265.76	884.24	0.00	884.24	23.11
285.210.5216	EMPLOYERS SOCIAL SE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
285.210.5230	WORKERS COMPENSATIO	400.00	0.00	0.00	400.00	0.00	400.00	0.00
285.210.5235	UNEMPLOYMENT CHARGE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
285.210.5240	UNIFORMS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
285.210.5310	PROFESSIONAL SERVIC	650.00	143.76	657.32	-7.32	0.00	-7.32	101.13
285.210.5410	CONTRACTED SERVICES	350.00	0.00	265.00	85.00	0.00	85.00	75.71
285.210.5415	VET AND HEALTH SUPP	1,000.00	0.00	892.07	107.93	0.00	107.93	89.21
285.210.5420	STABLE FEES	6,875.00	825.00	5,628.00	1,247.00	0.00	1,247.00	81.86
285.210.5430	FERRIER	950.00	0.00	905.00	45.00	0.00	45.00	95.26
285.210.5440	VEHICLE REPAIRS/MAI	400.00	0.00	0.00	400.00	0.00	400.00	0.00
285.210.5445	REPAIRS & MAINTENAN	250.00	0.00	164.38	85.62	0.00	85.62	65.75
285.210.5465	ELECTRIC	600.00	0.00	0.00	600.00	0.00	600.00	0.00
285.210.5470	NATURAL GAS	500.00	0.00	0.00	500.00	0.00	500.00	0.00
285.210.5480	COMMUNICATIONS	920.00	90.00	912.75	7.25	0.00	7.25	99.21
285.210.5510	TRAVEL/INCIDENTAL	150.00	0.00	0.00	150.00	0.00	150.00	0.00
285.210.5530	INSURANCE/BONDING	1,000.00	0.00	0.00	1,000.00	0.00	1,000.00	0.00
285.210.5570	TRAINING/EDUCATION	200.00	0.00	140.48	59.52	0.00	59.52	70.24
285.210.5580	PROFESSIONAL MEMBER	0.00	0.00	0.00	0.00	0.00	0.00	0.00
285.210.5620	SUPPLIES/MATERIALS	1,700.00	40.00	968.71	731.29	0.00	731.29	56.98
285.210.5650	FUEL	450.00	0.00	362.79	87.21	0.00	87.21	80.62
285.210.5690	CONTINGENCY	700.00	0.00	700.00	0.00	0.00	0.00	100.00
285.210.5710	EQUIPMENT	300.00	0.00	0.00	300.00	0.00	300.00	0.00
285.210.5720	REFUNDS	500.00	0.00	346.00	154.00	0.00	154.00	69.20
* Dept 210 FIRE/EMS		40,445.00	1,368.65	32,917.40	7,527.60	0.00	7,527.60	

Account.....	Description.....	Revised app...	MTD Expense...	YTD Expense...	Unexpended....	Encumbrance...	Unencumbered..	% Used
391.130.5890	Fire Sta. Bond Seri	0.00	0.00	0.00	0.00	0.00	0.00	0.00
* Dept 130 FINANCE		75.00	0.00	35.71	39.29	0.00	39.29	
391.140.5710	EQUIP-INC TAX	0.00	0.00	0.00	0.00	0.00	0.00	0.00
391.210.2222	COUNTY AUDITOR/TREA	877.08	0.00	877.08	0.00	0.00	0.00	100.00
391.210.5710	EQUIP-FIRE/EMS	33,121.19	0.00	33,121.19	0.00	128.30	-128.30	100.39
391.210.5720	FIRE/EMS - CAPITAL	26,796.00	0.00	26,796.00	0.00	0.00	0.00	100.00
391.210.5730	FIRE/EMS - CAPITAL	0.00	0.00	0.00	0.00	0.00	0.00	0.00
391.210.5830	FIRE/EMS - FUTURE C	0.00	0.00	0.00	0.00	0.00	0.00	0.00
391.210.5860	FIRE STA. BOND SERI	25,000.00	25,000.00	25,000.00	0.00	0.00	0.00	100.00
391.210.5870	FIRE STA. BOND SERI	31,387.50	15,693.75	31,387.50	0.00	0.00	0.00	100.00
391.210.5880	FIRE STA. BOND SERI	25,000.00	25,000.00	25,000.00	0.00	0.00	0.00	100.00
391.210.5890	FIRE STA. BOND SERI	31,137.50	15,568.75	31,137.50	0.00	0.00	0.00	100.00
* Dept 210 FIRE/EMS		173,319.27	81,262.50	173,319.27	0.00	128.30	-128.30	
391.222.5490	COUNTY AUDITOR/TREA	742.34	0.00	742.34	0.00	0.00	0.00	100.00
391.250.5570	POLICE TRAINING	0.00	0.00	0.00	0.00	0.00	0.00	0.00
391.250.5710	POLICE EQUIPMENT	48,600.00	0.00	21,831.46	26,768.54	1,830.00	24,938.54	48.69
* Dept 250 POLICE		48,600.00	0.00	21,831.46	26,768.54	1,830.00	24,938.54	
391.310.5710	OHIO & ERIE CANAL C	0.00	0.00	0.00	0.00	0.00	0.00	0.00
391.330.5710	SANITARY SEWER EQUI	0.00	0.00	0.00	0.00	0.00	0.00	0.00
391.330.5720	SEWER - CAPITAL OUT	49,000.00	0.00	0.00	49,000.00	0.00	49,000.00	0.00
* Dept 330 SEWER		49,000.00	0.00	0.00	49,000.00	0.00	49,000.00	
391.360.5710	STREET EQUIPMENT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
391.360.5720	CAPITAL OUTLAY	218,000.00	0.00	0.00	218,000.00	211,267.00	6,733.00	96.91
391.360.5730	STREET CAPITAL IMPR	30,000.00	2,232.00	22,872.00	7,128.00	1,485.00	5,643.00	81.19
* Dept 360 STREET		248,000.00	2,232.00	22,872.00	225,128.00	212,752.00	12,376.00	
391.510.5720	PARK CAPITAL OUTLAY	0.00	0.00	0.00	0.00	0.00	0.00	0.00
391.510.5730	PARK CAPITAL IMPROV	0.00	0.00	0.00	0.00	0.00	0.00	0.00
* Dept 510 PARK/RECREATION		0.00	0.00	0.00	0.00	0.00	0.00	
** 391 GENERAL CAPITAL PROJECTS		897,736.61	283,494.50	435,184.04	462,552.57	226,159.88	236,392.69	
441.310.5310	PROFESSIONAL SERVIC	0.00	0.00	0.00	0.00	0.00	0.00	0.00
441.310.5810	PRIN-WTP BONDS	140,084.00	140,084.00	140,084.00	0.00	0.00	0.00	100.00
441.310.5820	PRIN-MARKET (OPWC)	16,122.78	0.00	8,061.39	8,061.39	0.00	0.00	100.00
441.310.5830	PRIN-CANAL (OPWC)	6,157.80	0.00	3,078.91	3,078.89	0.00	0.00	100.00
441.310.5840	PRIN-WTP(OPWC)	30,029.74	0.00	15,014.87	15,014.87	0.00	0.00	100.00
441.310.5850	PRINCIPAL - NORTHWE	30,000.00	0.00	30,000.00	0.00	0.00	0.00	100.00
441.310.5860	WATER DEBT. MILAN S	16,582.44	0.00	8,291.22	8,291.22	0.00	0.00	100.00
441.310.5890	INT-WTP BONDS	17,230.00	8,615.16	17,230.16	-0.16	0.00	-0.16	100.00
441.310.5895	INTEREST (NORTHWEST	26,800.00	0.00	26,800.00	0.00	0.00	0.00	100.00

Account..... Description..... Revised app... MTD Expense... YTD Expense... Unexpended.... Encumbrance.... Unencumbered... % Used

* Dept 310 WATER	283,006.76	148,699.16	248,560.55	34,446.21	34,446.37	-0.16
** 441 WATER DEBT	283,006.76	148,699.16	248,560.55	34,446.21	34,446.37	-0.16
451.330.5810 PRIN-WWTP(OWDA)	0.00	0.00	0.00	0.00	0.00	0.00 0.00
451.330.5820 PRIN-DENSHIRE (OPWC)	20,859.76	0.00	10,429.88	10,429.88	10,429.88	0.00 100.00
451.330.5830 PRIN-SOLIDS HANDL(O	18,805.00	0.00	9,402.50	9,402.50	9,402.50	0.00 100.00
451.330.5890 INT-WWTP(OWDA)	0.00	0.00	0.00	0.00	0.00	0.00 0.00
* Dept 330 SEWER	39,664.76	0.00	19,832.38	19,832.38	19,832.38	0.00
** 451 SEWER DEBT	39,664.76	0.00	19,832.38	19,832.38	19,832.38	0.00
471.130.5310 PROFESSIONAL SERVIC	0.00	0.00	0.00	0.00	0.00	0.00 0.00
471.130.5810 PRINCIPAL	0.00	0.00	0.00	0.00	0.00	0.00 0.00
471.130.5890 INTEREST	0.00	0.00	0.00	0.00	0.00	0.00 0.00
* Dept 130 FINANCE	0.00	0.00	0.00	0.00	0.00	0.00
471.210.5490 COUNTY AUDITOR/TREA	0.00	0.00	0.00	0.00	0.00	0.00 0.00
** 471 ELMRIDGE DEVELOPMENT DEBT	0.00	0.00	0.00	0.00	0.00	0.00
481.130.5810 PRINCIPAL	39,916.00	39,916.00	39,916.00	0.00	0.00	0.00 100.00
481.130.5820 PRINCIPAL PARK PROP	605,000.00	605,000.00	605,000.00	0.00	0.00	0.00 100.00
481.130.5830 INTEREST PARK PROPE	4,909.68	0.00	0.00	4,909.68	0.00	4,909.68 0.00
481.130.5890 INTEREST	30,622.34	28,167.34	30,622.34	0.00	0.00	0.00 100.00
* Dept 130 FINANCE	680,448.02	673,083.34	675,538.34	4,909.68	0.00	4,909.68
** 481 GENERAL OBLIGATION DEBT	680,448.02	673,083.34	675,538.34	4,909.68	0.00	4,909.68
541.310.5110 SALARIES & WAGES	298,137.59	22,439.33	273,302.02	24,835.57	0.00	24,835.57 91.67
541.310.5120 OVERTIME	16,500.00	1,256.24	15,299.22	1,200.78	0.00	1,200.78 92.72
541.310.5212 EMPLOYR PENSION	41,739.26	3,010.20	36,437.23	5,302.03	5,302.03	0.00 100.00
541.310.5214 EMPLOYR MEDICARE	4,323.00	275.35	3,365.71	957.29	0.00	957.29 77.86
541.310.5220 HOSPITALIZATION	48,000.00	0.00	48,000.00	0.00	0.00	0.00 100.00
541.310.5230 WORKERS COMPENSATIO	8,206.54	0.00	6,384.44	1,822.10	0.00	1,822.10 77.80
541.310.5235 UNEMPLOYMENT CHARGE	2,593.46	476.26	2,173.25	420.21	0.00	420.21 83.80
541.310.5240 UNIFORMS	2,000.00	65.49	1,422.63	577.37	189.54	387.83 80.61
541.310.5310 PROFESSIONAL SERVICE	22,000.00	239.03	20,904.33	1,095.67	1,386.50	-290.83 101.32
541.310.5340 LAB SERVICES	4,000.00	0.00	2,097.50	1,902.50	417.50	1,485.00 62.88
541.310.5410 CONTRACTED SERVICES	16,500.00	929.96	14,209.39	2,290.61	1,588.61	702.00 95.75
541.310.5420 DISPATCH SERVICE	1,000.00	0.00	0.00	1,000.00	0.00	1,000.00 0.00
541.310.5440 VEHICLE REPAIRS/MAI	3,000.00	16.35	2,963.76	36.24	0.00	36.24 98.79
541.310.5445 REPAIRS/MAINT	8,000.00	0.00	2,853.37	5,146.63	0.00	5,146.63 35.67
541.310.5465 ELECTRIC	42,000.00	2,687.79	34,933.54	7,066.46	0.00	7,066.46 83.18
541.310.5470 NATURAL GAS	14,000.00	76.74	10,177.83	3,822.17	5,825.44	-2,003.27 114.31
541.310.5480 COMMUNICATIONS	12,000.00	963.79	9,972.09	2,027.91	1,682.06	345.85 97.12
541.310.5490 SAFETY PROGRAMS AND	2,500.00	0.00	0.00	2,500.00	0.00	2,500.00 0.00
541.310.5510 TRAVEL/INCIDENTAL	500.00	0.00	232.62	267.38	0.00	267.38 46.52
541.310.5530 INSURANCE/BONDING	8,800.00	0.00	8,219.67	580.33	0.00	580.33 93.41
541.310.5555 EPA LICENSE FEE	7,500.00	3,976.76	4,656.76	2,843.24	0.00	2,843.24 62.09

Account.....	Description.....	Revised app...	MTD Expense...	YTD Expense...	Unexpended.....	Encumbrance....	Unencumbered...	% Used
541.310.5570	TRAINING/EDUCATION	3,500.00	149.63	1,086.63	2,413.37	0.00	2,413.37	31.05
541.310.5580	PROFESSIONAL MEMBER	1,000.00	0.00	295.00	705.00	0.00	705.00	29.50
541.310.5620	SUPPLIES/MATERIALS	34,500.00	5,181.71	29,075.29	5,424.71	1,173.14	4,251.57	87.68
541.310.5630	STR/STRM MTRLs	2,000.00	0.00	0.00	2,000.00	0.00	2,000.00	0.00
541.310.5640	SMALL TOOLS & EQUIP	3,500.00	0.00	134.62	3,365.38	0.00	3,365.38	3.85
541.310.5650	FUEL	7,500.00	843.34	4,104.37	3,395.63	2,971.91	423.72	94.35
541.310.5690	CONTINGENCY	1,000.00	0.00	0.00	1,000.00	0.02	999.98	0.00
541.310.5710	EQUIPMENT	5,000.00	0.00	1,601.08	3,398.92	0.00	3,398.92	32.02
541.310.5980	REFUNDS/REIMBURSEME	4,000.00	50.00	803.21	3,196.79	0.00	3,196.79	20.08
541.310.5985	TRANSFER TO WATER D	75,000.00	0.00	0.00	75,000.00	0.00	75,000.00	0.00
* Dept 310 WATER		700,299.85	42,637.97	534,705.56	165,594.29	20,536.75	145,057.54	
** 541 WATER OPER FUND		700,299.85	42,637.97	534,705.56	165,594.29	20,536.75	145,057.54	
551.330.5110	SALARIES & WAGES	262,474.79	19,418.84	232,637.40	29,837.39	0.00	29,837.39	88.63
551.330.5120	OVERTIME	10,000.00	291.96	7,403.44	2,596.56	0.00	2,596.56	74.03
551.330.5212	EMPLYR PENSION	36,746.47	2,969.21	35,987.00	759.47	759.47	0.00	100.00
551.330.5214	EMPLYR MEDICARE	5,100.00	215.86	2,678.17	2,421.83	0.00	2,421.83	52.51
551.330.5220	HOSPITALIZATION	54,000.00	0.00	54,000.00	0.00	0.00	0.00	100.00
551.330.5230	WORKERS COMPENSATIO	5,506.54	0.00	5,432.57	73.97	0.00	73.97	98.66
551.330.5235	UNEMPLOYMENT CHARGE	2,593.46	476.27	2,173.26	420.20	0.00	420.20	83.80
551.330.5240	UNIFORMS	2,000.00	65.50	1,422.66	577.34	189.50	387.84	80.61
551.330.5310	PROFESSIONAL SERVIC	21,400.00	284.02	20,335.37	1,064.63	1,386.48	-321.85	101.50
551.330.5340	LAB SERVICES	5,000.00	182.50	3,499.00	1,501.00	0.00	1,501.00	69.98
551.330.5410	CONTRACTED SERVICES	12,000.00	333.98	8,021.24	3,978.76	260.15	3,718.61	69.01
551.330.5420	DISPATCH SERVICE	1,000.00	0.00	0.00	1,000.00	0.00	1,000.00	0.00
551.330.5440	VEHICLE REPAIRS/MAI	5,750.00	83.94	5,595.91	154.09	0.00	154.09	97.32
551.330.5445	PLANT-REPAIRS/MAINT	35,000.00	13.93	33,609.76	1,390.24	175.00	1,215.24	96.53
551.330.5447	LS-REPAIRS/MAINT	15,000.00	145.00	11,398.97	3,601.03	101.71	3,499.32	76.67
551.330.5450	SLUDGE REMOVAL	12,500.00	759.15	6,856.08	5,643.92	2,185.61	3,458.31	72.33
551.330.5465	ELECTRIC	105,000.00	8,069.30	91,636.40	13,363.60	0.00	13,363.60	87.27
551.330.5467	LS ELECTRIC	44,000.00	3,033.01	39,867.37	4,132.63	0.00	4,132.63	90.61
551.330.5470	NATURAL GAS	3,000.00	44.25	1,098.84	1,901.16	2,099.65	-198.49	106.62
551.330.5480	COMMUNICATIONS	11,000.00	967.28	10,313.87	686.13	1,706.28	-1,020.15	109.27
551.330.5487	LS-COMMUNICATNS	4,500.00	355.71	4,273.04	226.96	0.00	226.96	94.96
551.330.5490	SAFETY PROGRAMS AND	1,750.00	0.00	0.00	1,750.00	0.00	1,750.00	0.00
551.330.5510	TRAVEL/INCIDENTAL	500.00	0.00	62.87	437.13	0.00	437.13	12.57
551.330.5530	INSURANCE/BONDING	8,500.00	0.00	8,219.67	280.33	0.00	280.33	96.70
551.330.5555	EPA LICENSE FEE	6,000.00	0.00	5,036.85	963.15	0.00	963.15	83.95
551.330.5570	TRAINING/EDUCATION	3,500.00	149.63	1,086.63	2,413.37	0.00	2,413.37	31.05
551.330.5580	PROFESSIONAL MEMBER	400.00	0.00	0.00	400.00	0.00	400.00	0.00
551.330.5620	SUPPLIES/MTRLs	19,500.00	2,516.43	19,091.93	408.07	932.04	-523.97	102.69
551.330.5630	ST/STRM MTRLs	1,000.00	0.00	0.00	1,000.00	0.00	1,000.00	0.00
551.330.5640	SMALL TOOLS & EQUIP	3,000.00	0.00	2,386.56	613.44	0.00	613.44	79.55
551.330.5650	FUEL	7,000.00	843.32	4,988.70	2,011.30	2,087.59	-76.29	101.09
551.330.5690	CONTINGENCY	1,500.00	0.00	0.00	1,500.00	0.00	1,500.00	0.00
551.330.5710	EQUIPMENT	2,000.00	0.00	0.00	2,000.00	0.00	2,000.00	0.00
551.330.5980	REFUNDS	3,000.00	0.00	1,036.32	1,963.68	0.00	1,963.68	34.54
* Dept 330 SEWER		711,221.26	41,219.09	620,149.88	91,071.38	11,883.48	79,187.90	
** 551 SEWER OPER FUND		711,221.26	41,219.09	620,149.88	91,071.38	11,883.48	79,187.90	

Account.....	Description.....	Revised app....	MTD Expense...	YTD Expense...	Unexpended....	Encumbrance...	Unencumbered..	% Used
608.130.5990	PREMIUMS	190,000.00	16,353.41	189,076.44	923.56	4,522.45	-3,598.89	101.89
608.130.5995	CLAIMS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
* Dept 130 FINANCE		190,000.00	16,353.41	189,076.44	923.56	4,522.45	-3,598.89	
** 608 HOSPITALIZATION INS FUND		190,000.00	16,353.41	189,076.44	923.56	4,522.45	-3,598.89	
701.130.5690	CONTINGENCY	3,500.00	0.00	0.00	3,500.00	0.00	3,500.00	0.00
780.130.5980	REIMBURSEMENTS	3,500.00	0.00	0.00	3,500.00	0.00	3,500.00	0.00
***		10,651,013.77	3,297,741.50	8,896,251.82	1,754,761.95	441,607.47	1,313,154.48	

City of Canal Fulton
Bank Reconciliation
For the Month Ending November 30 th 2009

Book Balance 10/31/2009	\$ 2,811,240.15
Plus: Receipts	865,724.48
Less: Expenses	1,714,536.90
Book Balance 11/30/09	1,962,427.73

Bank Balances as of 11/30/2009:

Huntington Checking	\$ 42,745.57
Huntington Money Market Account	786,197.08
First Merit Payroll Sweep Account	-
First Merit General Sweep Acct.	1,429,140.72
First Merit Canal Boat Account	32,826.12
First Merit Dept. of Transport. Acct.	-

Acct. #
***18100
****6781
****1089
****1046
****0993
****0969 CLOSED

TOTAL	2,290,909.49	Verified By: Hms	Date: 12/11/09
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Total	Credit card receipts in transit	25.00
	Income tax Transits	-
Plus:	Income tax receipts/charges	-
	Utility receipts/charges	-
	Finance receipts in transit	-
	ACH Payroll Adjustment	-
	Bank Transfer in transit	\$ - x
		x
Less:	Outstanding Checks	\$ -
	First Merit General Account	303,037.27
	First Merit Payroll Account	17,511.95
	Carry over deductions balances	7,957.54

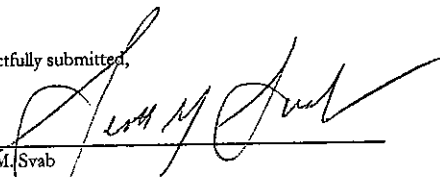
Verified by: Hms	Date: 12/11/09
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Adjusted Book Balance	\$ 1,962,427.73
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Bank Balances	\$ 1,962,427.73
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- Variance

Respectfully submitted,



Scott M. Svab
Finance Director

Fund Description.....	Beg Mo Bal.....	Mtd Receipts..	Mtd Expenses..	Unexp bal.....	Encumbrances..	Unenc bal.....
101 GENERAL FUND	549,926.76	912,225.89	1,138,676.71	323,475.94	82,344.64	241,131.30
200 CITY INCOME TAX FUND	561,208.83	128,984.74	509,327.67	180,865.90	8,980.28	171,885.62
201 STREET CONST., MAINT., REPAIR	71,109.68	19,504.31	13,127.22	77,486.77	14,906.00	62,580.77
204 STATE HWY IMPROVEMENT	11,379.92	1,581.43	4,585.96	8,375.39	2,002.00	6,373.39
206 MVL TAX FUND	41,655.59	6,096.25	3,444.37	44,307.47	0.00	44,307.47
210 POLICE FUND	3,124.53	227,325.35	45,633.09	184,816.79	21,450.43	163,366.36
213 ENFORCEMENT & EDUCATION	14,083.06	200.00	0.00	14,283.06	353.76	13,929.30
216 LAW ENFORCEMENT TRUST FUND	14,129.48	0.00	1,382.56	12,746.92	0.00	12,746.92
222 FIRE / EMS FUND	52,623.42	111,085.64	31,973.20	131,735.86	18,056.57	113,679.29
283 RECYCLING FUND	0.00	0.00	0.00	0.00	0.00	0.00
285 ST HELENA II FUND	28,995.51	0.00	1,368.65	27,626.86	0.00	27,626.86
290 FEMA GRANT FUND	0.00	0.00	0.00	0.00	0.00	0.00
304 FEDERAL HWY ADMIN GRANT FUND	0.00	0.00	0.00	0.00	0.00	0.00
331 PARK/RECREATION CAPITAL PROJEC	54,559.86	0.00	40,000.00	14,559.86	0.00	14,559.86
341 WATER CAPITAL PROJECTS	40,027.97	1,364.21	2,000.00	39,392.18	0.00	39,392.18
351 SEWER CAPITAL PROJECTS	608,438.75	12,272.75	302,530.00	318,181.50	100.00	318,081.50
381 DOWNTOWN CAPITAL PROJECTS	94,185.91	0.00	0.00	94,185.91	0.00	94,185.91
391 GENERAL CAPITAL PROJECTS	167,353.54	175,000.00	283,494.50	58,859.04	242,357.72	-183,498.68
411 FUND TO BE DELETED	0.00	0.00	0.00	0.00	0.00	0.00
441 WATER DEBT	27,374.86	166,177.89	148,699.16	44,853.59	34,446.37	10,407.22
451 SEWER DEBT	36,717.90	1,184.13	0.00	37,902.03	19,832.38	18,069.65
471 ELMRIDGE DEVELOPMENT DEBT	7,930.54	0.00	0.00	7,930.54	0.00	7,930.54
481 GENERAL OBLIGATION DEBT	105,776.84	600,000.00	673,083.34	32,693.50	0.00	32,693.50
541 WATER OPER FUND	139,177.22	47,160.83	42,637.97	143,700.08	27,192.85	116,507.23
551 SEWER OPER FUND	120,739.87	40,553.04	41,219.09	120,073.82	20,524.18	99,549.64
608 HOSPITALIZATION INS FUND	53,044.39	0.00	16,353.41	36,690.98	4,959.52	31,731.46
701 GENERAL TRUST	3,590.72	0.00	0.00	3,590.72	0.00	3,590.72
780 UNCLAIMED TRUST	4,085.00	8.02	0.00	4,093.02	0.00	4,093.02
***	2,811,240.15	2,450,724.48	3,299,536.90	1,962,427.73	497,506.70	1,464,921.03

Fund Description.....	Beg Yr Bal....	Ytd Receipts..	Ytd Expenses..	Unexp bal.....	Encumbrances..	Unenc bal.....
101 GENERAL FUND	78,131.04	2,609,600.61	2,364,255.71	323,475.94	82,344.64	241,131.30
200 CITY INCOME TAX FUND	317,181.29	1,843,832.76	1,980,148.15	180,865.90	8,980.28	171,885.62
201 STREET CONST., MAINT., REPAIR	92,540.63	199,357.93	214,411.79	77,486.77	14,906.00	62,580.77
204 STATE HWY IMPROVEMENT	13,069.88	15,956.71	20,651.20	8,375.39	2,002.00	6,373.39
206 MVL TAX FUND	64,740.29	61,254.24	81,687.06	44,307.47	0.00	44,307.47
210 POLICE FUND	45,922.56	903,325.28	764,431.05	184,816.79	21,450.43	163,366.36
213 ENFORCEMENT & EDUCATION	11,195.46	8,060.26	4,972.66	14,283.06	353.76	13,929.30
216 LAW ENFORCEMENT TRUST FUND	3,819.43	10,515.00	1,587.51	12,746.92	0.00	12,746.92
222 FIRE / EMS FUND	101,403.04	386,324.60	355,991.78	131,735.86	18,056.57	113,679.29
283 RECYCLING FUND	0.00	0.00	0.00	0.00	0.00	0.00
285 ST HELENA II FUND	1,999.82	58,544.44	32,917.40	27,626.86	0.00	27,626.86
290 FEMA GRANT FUND	0.00	0.00	0.00	0.00	0.00	0.00
304 FEDERAL HWY ADMIN GRANT FUND	0.00	0.00	0.00	0.00	0.00	0.00
331 PARK/RECREATION CAPITAL PROJEC	71,410.86	2,400.00	59,251.00	14,559.86	0.00	14,559.86
341 WATER CAPITAL PROJECTS	44,550.32	14,862.40	20,020.54	39,392.18	0.00	39,392.18
351 SEWER CAPITAL PROJECTS	525,402.24	132,962.38	340,183.12	318,181.50	100.00	318,081.50
381 DOWNTOWN CAPITAL PROJECTS	91,832.41	2,353.50	0.00	94,185.91	0.00	94,185.91
391 GENERAL CAPITAL PROJECTS	218,042.60	299,189.30	458,372.86	58,859.04	242,357.72	-183,498.68
411 FUND TO BE DELETED	0.00	0.00	0.00	0.00	0.00	0.00
441 WATER DEBT	6,126.17	287,287.97	248,560.55	44,853.59	34,446.37	10,407.22
451 SEWER DEBT	43,689.31	14,045.10	19,832.38	37,902.03	19,832.38	18,069.65
471 ELMRIDGE DEVELOPMENT DEBT	20,095.66	-12,165.12	0.00	7,930.54	0.00	7,930.54
481 GENERAL OBLIGATION DEBT	108,231.84	600,000.00	675,538.34	32,693.50	0.00	32,693.50
541 WATER OPER FUND	140,545.81	539,893.41	536,739.14	143,700.08	27,192.85	116,507.23
551 SEWER OPER FUND	189,397.77	552,859.51	622,183.46	120,073.82	20,524.18	99,549.64
608 HOSPITALIZATION INS FUND	44,427.62	181,500.00	189,236.64	36,690.98	4,959.52	31,731.46
701 GENERAL TRUST	3,590.72	0.00	0.00	3,590.72	0.00	3,590.72
780 UNCLAIMED TRUST	3,971.19	121.83	0.00	4,093.02	0.00	4,093.02
***	2,241,317.96	8,712,082.11	8,990,972.34	1,962,427.73	497,506.70	1,464,921.03



Ohio Department of Commerce

Division of Liquor Control

6606 Tussing Rd., P.O. Box 4005
Reynoldsburg, OH 43068-9005
(614)644-2360 FAX(614)644-6968
<http://www.com.state.oh.us>

Ted Strickland
Governor

Kimberly A. Zurz
Director

NOTICE TO LEGISLATIVE AUTHORITIES Re: Permit Renewal Objections

NOVEMBER 17, 2009

CLERK OF CANAL FULTON CITY COUNCIL
155 E MARKET ST
CANAL FULTON OHIO 44614

Dear Clerk of Legislative Authority:

The purpose of this letter is to notify you that all permits to sell alcoholic beverages in your political subdivision will expire on February 1, 2010. In order to maintain permit privileges, every permit holder must file a renewal application.

Ohio Revised Code Section 4303.271(B) provides the legislative authority with the right to object to the renewal of a permit and to request a hearing. The hearing may be held in the county seat of the county in which the permit premises is located if that request is made in writing. This will be your only opportunity to object to the renewal of a liquor permit premises which might be a problem in your community.

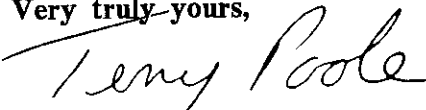
In order to register a valid objection with this Division and obtain a hearing, the legislative authority must pass a resolution which specifies the reason for objecting. The reasons for the objection must be based upon the grounds set forth in Ohio Revised Code Section 4303.292(A). The Chief Legal Officer of your political subdivision must also submit a statement with the resolution that, in the Chief Legal Officer's opinion, the objection is based upon substantial legal grounds within the meaning and intent of Ohio Revised Code Section 4303.292(A). The resolution and Chief Legal Officer's statement must be addressed to the Division of Liquor Control, Attn: Legal Section, 6606 Tussing Road, P.O. Box 4005, Reynoldsburg, Ohio 43068-9005 and postmarked no later than January 4, 2010.

For your convenience, we have enclosed a brochure entitled "How to Object to the Issuance or Renewal of a Liquor Permit", which explains the process in more detail.

You may wish to contact the law enforcement agency for your jurisdiction to determine if it has any information which will aid in your decision whether or not to object and request a hearing. If you wish to obtain a list of permit holders in your jurisdiction, you may now access this list from our website at www.com.ohio.gov/liqr, and at the left click on Permit Holder Info." and then click on "ACTIVE Permit Holders By County,.....(In print image format)". If you do not have access to the internet, this list can be provided by this Division upon written request.

If you have any questions, please contact the Legal Section at (614)644-2489.

Very truly yours,


Terry Poole, Superintendent

DIVISION OF LIQUOR CONTROL	\$DOLC	\$6606	TUSSING ROAD	\$
HAETHEN F ABDLRASUL	\$MOMS DRIVE THRU	\$840	DIEHL CT	\$
JOHN J ADMONIUS	\$JOHNS	\$1445	E PATTERSON ST	\$
AL POST0166 CHARLES C WEYBRECHT	\$GROUND LEVEL BSMT ONLY	\$141	W MAIN ST	\$
ALDI INC OHIO	\$	\$2150	W STATE ST	\$
ALLIANCE COUNTRY CLUB	\$EXCLDS GOLF COURSE	\$725	E MILTON ST CLUBHOUSE & PRO SH	\$
ALLIANCE LIQUOR LLC	\$ALLIANCE LIQUOR AGENCY & CARRYOUT	\$546	S UNION AV UNIT A	\$
ALLIANCE RESTAURANT INC	\$GRINDERS & SUCH	\$1820	W STATE ST BOX 11	\$
APPLE OHIO LLC	\$APPLEBEES	\$2600	W STATE ST	\$
BELL STORES INC	\$BELL STORES 52	\$2491	W STATE ST	\$
PATRICK H BENNETT	\$ALLIANCE DRIVE THRU	\$322	N MECHANIC AVE	\$
BERNIES PARTY SHOPPE & DRIVE THRU INC	\$BERNIES PARTY SHOPPE	\$308	N UNION AV	\$
BPOE LODGE0467 ALLIANCE	\$	\$606	W GLAMORGAN ST POBX3515	\$
BRIAR HILL FOODS LLC	\$THORNES IGA SUPER CENTER	\$653	S UNION AV	\$
CANTON PIZZA INC	\$PIZZA HUT	\$2200	W STATE ST	\$
CHRISTOPHER COLUMBUS ITALIAN MUTUAL BEN	\$	\$505	S LIBERTY AV	\$
DANTE ALIGHIERI MUTUAL BENEFIT SOCIETY	\$	\$817	E OXFORD ST	\$
SAMUEL DEMCHAK & JEFFREY S WALKER	\$SNABORHOOD INN	\$848	W STATE ST & DRIVE THRU	\$
DHARNI PROPERTIES INC	\$ALLIANCE FOOD MART	\$642	E STATE & LIBERTY	\$
DON PANCHOS RESTAURANTS INC	\$DON PANCHOS	\$2105	W STATE ST	\$
DURBIN COLLEGE PLAZA LANES LLC	\$COLLEGE PLAZA LANES	\$1435	S MAHONING	\$
JOSEPH L FABYAN	\$LA NOSTRO FAMIGLIA COSA OUR FAMILY	\$532	E PROSPECT AVE	\$
ROE ALLIANCE GOODWILL AERIE NO 2174 INC	\$	\$154	E MAIN ST	\$
PHILLIP L HARRIS	\$SILVER BULLET	\$1105	N WALNUT ST 1ST FL	\$
HARSH FOOD MART INC	\$DIXIE MART	\$455	E STATE ST	\$
IBPOE LODGE1417 CANTELL	\$	\$735	ASH ST GROUND FL ONLY	\$
INTELLICORE LLC	\$MAIN STREET DINER & LOUNGE	\$253	E MAIN ST 1ST FL & BSMT	\$
JALISCOS RESTAURANT INC	\$	\$2367	W STATE ST	\$
MICHAEL KOROZY JR	\$KOROSYS KORNER	\$295-99	W MAIN ST	\$
LA PINATA OF ALLIANCE LLC	\$LA PINATA RESTAURANT	\$2012	TANGLEWOOD AV 1ST FLR ONLY	\$
LANE DRUG CO	\$RITE AID DISCOUNT PHARMACY 2404	\$1895	W STATE ST	\$
SANDRA J LAYNE	\$MUNCHYS	\$1443	E SUMMIT & PATIO	\$
LOOM LODGE0362 ALLIANCE	\$	\$538	E MARKET ST	\$
MSLW INC	\$SWING WAREHOUSE ALLIANCE	\$745	W STATE ST & PATIO	\$
MACS CONVENIENCE STORES LLC	\$CIRCLE K 5386	\$1198	HARRISBURG RD	\$
MACS CONVENIENCE STORES LLC	\$CIRCLE K 5399	\$707	N UNION ST	\$
MACS CONVENIENCE STORES LLC	\$CIRCLE K STORE 5668	\$911	W STATE ST	\$
MAIN STREET MARATHON LLC	\$MAIN STREET MARATHON	\$8	N UNION AV	\$
MANGOS CLUB INC	\$MANGOS CLUB	\$2500	W STATE ST UNIT 44	\$
MARC GLASSMAN INC	\$MARCS ALLIANCE	\$2444	W STATE ST	\$
BONNIE R MATHE	\$NORTHSIDE BAR	\$527	3RD ST	\$
OHIO SPRINGS INC	\$SHEETZ CONVENIENCE STORE	\$236	W STATE ST	\$
MICHAEL E PEDERZOLLI	\$TOWN TAVERN	\$170	E MAIN ST 1ST FL ONLY	\$
POLINORIS PALM GARDEN INN LLC	\$POLINORIS PALM GARDEN INN	\$1441	S LIBERTY AV 1ST FL & BSMT	\$
DENA C PORTER	\$	\$2109	W STATE ST & PATIO	\$
RITE AID OF OHIO INC	\$RITE AID 3167	\$304	E STATE ST	\$
RITE AID OF OHIO INC	\$RITE AID DISCOUNT PHARMACY #3136	\$9	S UNION AV	\$
ROMA SOCIETY OF MUTUAL BENEFIT SONS OF	\$	\$570	WAREHOUSE ST	\$
JILL F ROOSA	\$REGGIES PLACE	\$251	HESTER AV 1ST FL	\$
ROSES CARRY-OUT LLC	\$	\$362	N UNION AV 1ST FL	\$
ROSES HILLCREST MARKET LLC	\$ROSES HILLCREST MARKET	\$1475	W STATE ST	\$
SHAKHATRA INC	\$JAYS MARKET	\$833	S ARCH ST 1ST FL	\$
ROBERT J SHARDY JR	\$CARNATION CAR WASH & DRIVE THRU	\$72	E ROSENBERY	\$
RUTH JANE SOBOTKA	\$SCORNIES STEAK HOUSE	\$158	E MAIN ST ENTIRE BLDG	\$
TAMMIE S SOBOTKA	\$CHIVES GRILLE	\$2355	S UNION AVE & ENCL PATIO	\$
TAILGATERS SPORTS BAR & GRILL LLC	\$	\$1490	E STATE ST	\$
TAMARKIN CO	\$	\$1800	W STATE ST	\$
TAMARKIN CO	\$ALLIANCE GIANT EAGLE #1605	\$766	S UNION AV	\$
TEXAS ROADHOUSE HOLDINGS LLC	\$GETGO 3605	\$2033	W STATE ST	\$
THARSAI LTD	\$TEXAS ROADHOUSE	\$2239	W STATE ST	\$
THARSAI LTD	\$BRANDONS IRON	\$2237	W STATE ST	\$
MATTHEW L TRAINER	\$STATE STREET DRIVE THRU	\$321	E MAIN ST 1ST FL ONLY	\$
U SAVE AUTOMATIC CORP AKA USA PETROLEUM	\$CRYSTAL LOUNGE	\$2021	W STATE ST	\$
VFW POST1036 CORPORAL FRANCIS WILLIAMS	\$USA GASOLINE NO 168	\$1036	E STATE ST	\$
WAL MART STORES EAST LP	\$	\$2700	W STATE ST	\$
WILLIAM PENN FRATERNAL ASSOCIATION BRAN	\$WAL MART SUPERCENTER #2541	\$1361	S WEBB AV BSMT ONLY	\$
JAMES R WILLIAMSON	\$BIER DEPOT	\$36	N CHESTNUT ST	\$
WINTERS EXCAVATING INC	\$ELY STREET BILLIARDS	\$304	W ROCKHILL AVE & PATIO	\$
LUCAS MARKET INC	\$	\$118	E MAIN ST	\$
JOHN G MCCUNE	\$	\$101	W MAIN ST	\$P O BOX 266
SHAUKAT I RAJA	\$SOUTHSIDES BEACH CITY AMVETS	\$110	THIRD AV SW	\$
RED DOG SALOON OF EAST SPARTA OHIO INC	\$BEACH CITY CITGO	\$7151	SHERMAN CHURCH RD	\$
VFW POST5047 NAVARRE MEMORIAL	\$RED DOG SALOON	\$6680	WOODLAND HILL RD	\$
ABHAY STORES LLC	\$	\$340	S WABASH AV 1ST FL	\$
BELL STORES INC	\$JB S FOOD MART	\$120	S WABASH	\$
BOB & MABELS LOUNGE INC	\$BELL STORES 32	\$162	7TH ST SE	\$
LOOM LODGE1102	\$BOB & MABELS PLA-MOR LOUNGE	\$149	WABASH AV	\$
M BELLONI FOODS INC	\$	\$258	S WABASH AV	\$
LENA A PORTER	\$	\$212	N WABASH	\$
BELL STORES INC	\$L & J DRIVE THRU	\$2111	LOCUST ST	\$
BELL STORES INC	\$BELL STORES 29	\$146	CHERRY ST E	\$
CANAL GRILLE INC	\$BELL STORES 64	\$2223	LOCUST ST	\$
CANAL FULTON PROVISION INC	\$	\$2014	LOCUST ST NW	\$
DPKK INC	\$	\$2085	LOCUST ST SE	\$
DPKK INC	\$MINI MART FOODS	\$2024	LOCUST ST	\$
EL RODEO MEXICAN RESTAURANT LLC	\$ZENOS PIZZA N DRIVE THRU	\$2105-07	LOCUST ST	\$
HAL J HARDIE	\$	\$119	CANAL ST SE & PATIOS	\$
HARRIS MANAGEMENT INC	\$CANAL BOAT LOUNGE	\$2091	SE LOCUST ST & PATIO	\$
JC S ENTERTAINMENT INC	\$BIER HAUS	\$469	ELM RIDGE AV	\$
LANE DRUG CO	\$JC S ENTERTAINMENT	\$2220	LOCUST ST SE	\$
M & K ROBERTS NO 5 LLC	\$RITE AID DISCOUNT PHARMACY 2393	\$239	N CANAL ST 1ST FL & BSMT & PAT	\$
MACS CONVENIENCE STORES LLC	\$WAREHOUSE ON THE CANAL	\$255	POPLAR ST	\$
R&B MANAGEMENT CO LLC	\$CIRCLE K 5400	\$2275	LOCUST ST SE	\$
VFW POST9795 CANAL FULTON	\$GIANT EAGLE	\$257	N CANAL ST & PATIO & DECK	\$PO BOX 4518
V LIS THAI CUISINE INC	\$	\$129	N CANAL ST 1ST & 2ND FLRS & BS	\$
A H N INC	\$V LIS THAI CUISINE	\$1105	W TUSCARAWAS	\$
A & K LUCKYSTAR INC	\$STORE	\$636	CHERRY AV NE	\$
JOHN M & MALIA J ABEL	\$B & B SUPERMARKET	\$2103	HARRISON AV SW 1ST FL & BSMT	\$
ABUKWAIK INC	\$SMITTYS PUB	\$636	ROWLAND AVE NE	\$
CHRISTINE A ADDESSI	\$FOOD CENTER	\$1133	FULTON RD NW 2ND FL	\$
	\$KANAMS LOUNGE			

City of Canal Fulton

Mary Ann Higgins, Canalway Programs Director

Monthly Report – Nov 2009

Canal Fulton Canalway Center

Canalway Center: The Center was closed in November. Mary Ann's hrs are reduced now to 20-25 hrs per week.

St. Helena III Canal Boat/Heritage Society

Canal Boat ended went into dry dock Oct 27. Canal water level was lowered 12/7/09. City Council needs to vote on the city operating the boat during 2010.

Parks & Recreation

Completed Programs

Christmas on the Canal, Dec 5 and 6, 92 kids visited Santa, 300-400 at parade and treelighting – all went smoothly. Thank you to all who were involved!

Upcoming Programs/cost (besides staffing):

Daddy-Daughter Sweetheart Dance, Friday, Feb 5, 7-9 pm at Chapel Hill.

Expenses about \$500 (DJ = \$160, free room rental, \$5 per girl for photos (StudioRhodes), refreshments and craft). Income = Tickets are \$15 per couple and hope to sell 50 tickets (100 people). Last year we sold out at 91 people. This room can hold more people. (Need Vote?)

Parks & Recreation – Administration

St Helena Park Playground equipment repairs - Dan Mayberry PO for \$100 for local plastic welder to repair slide and posts.

Swank research – 2 other options I will check into but most other P&R agencies in Ohio using Swank

Park Reservation Procedures: Mary Ann working on it now with input from others.

Program Publicity:

Posted on city website, at library ,city hall. Canton Rep Calendar, Massillon Independent, Rep., Stark Events.com, Jackson Suburbanite, Westside and Southside Leader, some in Beacon Journal. New Muhlhauser Park sign board, some on Heritage Society Sign,

Meetings/ Training / Workshops Attended:

Park & Recreation Board, Event Cruise Planning mtg., Christmas on the Canal Mtgs,

RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

Resolution No.

30-09

Passed

20

A RESOLUTION BY THE COUNCIL
OF THE CITY OF CANAL FULTON,
OHIO AUTHORIZING THE CITY
MANAGER TO ENTER INTO A
CONTRACT TO RENT THE HATFIELD
PARKING LOT.

WHEREAS, the City of Canal Fulton, Ohio desires to increase the amount
of available parking downtown in the historic district of the City, and

WHEREAS, John D. Hatfield desires to lease his parking lot located
adjacent to Canal Street, Market Street and Walnut Street in Canal Fulton.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE
CITY OF CANAL FULTON, OHIO, THAT:

The City of Canal Fulton agrees to enter into a contract with John D.
Hatfield for the rental of his parking lot located adjacent to Canal Street, Market
Street and Walnut Street and authorizes the City Manager to execute same.

John Grogan, Mayor

ATTEST:

Tammy Marthey, Clerk-of-Council

I, Tammy Marthey, Clerk-of-Council of the City of Canal Fulton, Ohio, do
hereby certify that this is a true and correct copy of Resolution ____-09, duly
adopted by the Council of the City of Canal Fulton, on the date of _____.
2009, and that publication of the foregoing Resolution was duly made by posting
true and correct copies thereof at five of the most public places in said
corporation as determined by Council as follows: Post Office, Public Library,
Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council
Chambers each for a period of fifteen days, commencing on the ____ day of
____, 2009.

Tammy Marthey, Clerk-of-Council

SEF/bp

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 36-09

Passed _____, 20____

AN ORDINANCE BY THE COUNCIL
OF THE CITY OF CANAL FULTON,
OHIO FOR ILLICIT DISCHARGE AND
ILLEGAL CONNECTION CONTROL
TO ITS MUNICIPAL SEPARATE
STORM SEWER SYSTEM (MS4).

WHEREAS, illicit discharges to the City of Canal Fulton separate storm sewer system create water quality risks to public health, safety, and general welfare; and

WHEREAS, illicit discharges may necessitate repair of storm sewers and ditches; damage to public and private property; and may damage water resources by reducing water quality; and

WHEREAS, there are watershed-wide efforts to reduce illicit discharges to the Tuscarawas River and to protect and enhance the unique water resources of the Tuscarawas River, and

WHEREAS, 40 C.F.R. Parts 9, 122, 123 and 124, and Ohio Administrative Code 3745-39 require designated communities, including the City of Canal Fulton, to develop a Storm Water Management Program that, among other components, requires the City of Canal Fulton to prohibit illicit discharges to their storm water system and to implement appropriate enforcement procedures and actions to detect and eliminate such illicit discharges; and,

WHEREAS, Article XVIII, Section 3 of the Ohio Constitution grants municipalities the legal authority to exercise all powers of local self-government and to adopt and enforce within their limits such local police, sanitary, and other similar regulations, as are not in conflict with general laws.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE
CITY OF CANAL FULTON, OHIO THAT:

See Exhibit "A" which is attached hereto and incorporated by reference herein.

John Grogan, Mayor

ATTEST:

Tammy Marthey, Clerk-of-Council

I, Tammy Mathey, Clerk-of Council of the City of Canal Fulton, Ohio, do, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance _____ 09, duly adopted by the Council of the City

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 36-09

Passed _____, 20____

of Canal Fulton, on the date of _____. 2009, and that publication of the foregoing Ordinance was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the ____ day of _____, 2009.

Tammy Marthey, Clerk-of-Council

SEF/bp

Exhibit "A"

ORDINANCE FOR ILLICIT DISCHARGE & ILLEGAL CONNECTION CONTROL

WHEREAS, illicit discharges to the City of Canal Fulton separate storm sewer system create water quality risks to public health, safety, and general welfare; and,

WHEREAS, illicit discharges may necessitate repair of storm sewers and ditches; damage to public and private property; and may damage water resources by reducing water quality; and,

WHEREAS, there are watershed-wide efforts to reduce illicit discharges to the Tuscarawas River and to protect and enhance the unique water resources of the Tuscarawas River; and,

WHEREAS, 40 C.F.R. Parts 9, 122, 123, and 124, and Ohio Administrative Code 3745-39 require designated communities, including the City of Canal Fulton, to develop a Storm Water Management Program that, among other components, requires the City of Canal Fulton to prohibit illicit discharges to their storm water system and to implement appropriate enforcement procedures and actions to detect and eliminate such illicit discharges; and,

WHEREAS, Article XVIII, Section 3 of the Ohio Constitution grants municipalities the legal authority to exercise all powers of local self-government and to adopt and enforce within their limits such local police, sanitary, and other similar regulations, as are not in conflict with general laws.

NOW, THEREFORE BE IT ORDAINED by the Council of City of Canal Fulton, county of Stark, State of Ohio, that:

SECTION 1: Codified Ordinance *Chapter 907 Illicit Discharge and Illegal Connection Control* is hereby adopted to read in total as follows:

CHAPTER 907

Illicit Discharge and Illegal Connection Control

907.01 PURPOSE AND SCOPE

The purpose of this regulation is to provide for the health, safety, and general welfare of the citizens of the City of Canal Fulton through the regulation of illicit discharges to the municipal separate storm sewer system (MS4). This regulation establishes methods for controlling the introduction of pollutants into the MS4 in order to comply with requirements of the National Pollutant Discharge Elimination System (NPDES) permit process as required by the Ohio Environmental Protection Agency (Ohio EPA). The objectives of this regulation are:

- A. To prohibit illicit discharges and illegal connections to the MS4.
- B. To establish legal authority to carry out inspections, monitoring procedures, and enforcement actions necessary to ensure compliance with this regulation.

907.02 APPLICABILITY

This regulation shall apply to all residential, commercial, industrial, or institutional facilities responsible for discharges to the MS4 and on any lands in the City of Canal Fulton, except for those discharges generated by the activities detailed in Section 907.07 (A)(1) to (A)(3) of this regulation.

907.03 DEFINITIONS

The words and terms used in this regulation, unless otherwise expressly stated, shall have the following meaning:

- A. Best Management Practices (BMPs): means schedules of activities, prohibitions of practices, general good housekeeping practices, pollution prevention and educational practices, maintenance procedures, and other management practices to prevent or reduce the discharge of pollutants to storm water. BMPs also include treatment practices, operating procedures, and practices to control site runoff, spillage or leaks, sludge or water disposal, or drainage from raw materials storage.
- B. Canal Fulton: means Canal Fulton, its designated representatives, boards or commissions.
- C. Environmental Protection Agency or United States Environmental Protection Agency (USEPA): means the United States Environmental Protection Agency, including but not limited to the Ohio Environmental Protection Agency (Ohio EPA), or any duly authorized official of said agency.
- D. Floatable Material: in general this term means any foreign matter that may float or remain suspended in the water column, and includes but is not limited to, plastic, aluminum cans, wood products, bottles, and paper products.
- E. Hazardous Material: means any material including any substance, waste, or combination thereof, which because of its quantity, concentration, or physical, chemical, or infectious characteristics may cause, or significantly contribute to, a substantial present or potential hazard to human health, safety, property, or the environment when improperly treated, stored, transported, disposed of, or otherwise managed.
- F. Illicit Discharge: as defined at 40 C.F.R. 122.26 (b)(2) means any discharge to an MS4 that is not composed entirely of storm water, except for those discharges to an MS4 pursuant to a NPDES permit or noted in Section 907.07 of this regulation.
- G. Illegal Connection: means any drain or conveyance, whether on the surface or subsurface, that allows an illicit discharge to enter the MS4.
- H. Municipal Separate Storm Sewer System (MS4): as defined at 40 C.F.R. 122.26 (b)(8), municipal separate storm sewer system means a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains):
 - 1. Owned or operated by a State, city, town, borough, county, parish, district, municipality, township, county, district, association, or other public body (created by or pursuant to State law) having jurisdiction over sewage, industrial wastes, including special districts under State law such as a sewer district, or similar entity, or an Indian tribe or an authorized Indian tribal organization, or a designated and approved management agency under section 208 of the Clean Water Act that discharges to waters of the United States;
 - 2. Designed or used for collecting or conveying storm water;
 - 3. Which is not a combined sewer; and

4. Which is not part of a Publicly Owned Treatment Works (POTW) as defined at 40 C.F.R. 122.2.

- I. National Pollutant Discharge Elimination System (NPDES) Storm Water Discharge Permit: means a permit issued by EPA (or by a State under authority delegated pursuant to 33 USC § 1342(b)) that authorizes the discharge of pollutants to waters of the United States, whether the permit is applicable on an individual, group, or general area-wide basis.
- J. Off-Lot Discharging Home Sewage Treatment System: means a system designed to treat home sewage on-site and discharges treated wastewater effluent off the property into a storm water or surface water conveyance or system.
- K. Owner/Operator: means any individual, association, organization, partnership, firm, corporation or other entity recognized by law and acting as either the owner or on the owner's behalf.
- L. Pollutant: means anything that causes or contributes to pollution. Pollutants may include, but are not limited to, paints, varnishes, solvents, oil and other automotive fluids, non-hazardous liquid and solid wastes, yard wastes, refuse, rubbish, garbage, litter or other discarded or abandoned objects, floatable materials, pesticides, herbicides, fertilizers, hazardous materials, wastes, sewage, dissolved and particulate metals, animal wastes, residues that result from constructing a structure, and noxious or offensive matter of any kind.
- M. Storm Water: any surface flow, runoff, and drainage consisting entirely of water from any form of natural precipitation, and resulting from such precipitation.
- N. Wastewater: The spent water of a community. From the standpoint of a source, it may be a combination of the liquid and water-carried wastes from residences, commercial buildings, industrial plants, and institutions.
- O. Stark County Health Department: means the Board of Health of the Stark County Combined General Health District or its authorized representative as authorized by section 3709.05 of the Revised Code.

907.04 DISCLAIMER OF LIABILITY

Compliance with the provisions of this regulation shall not relieve any person from responsibility for damage to any person otherwise imposed by law. The provisions of this regulation are promulgated to promote the health, safety, and welfare of the public and are not designed for the benefit of any individual or for the benefit of any particular parcel of property.

907.05 CONFLICTS, SEVERABILITY, NUISANCES & RESPONSIBILITY

- A. Where this regulation is in conflict with other provisions of law or ordinance, the most restrictive provisions, as determined by the City of Canal Fulton, shall prevail.
- B. If any clause, section, or provision of this regulation is declared invalid or unconstitutional by a court of competent jurisdiction, the validity of the remainder shall not be affected thereby.
- C. This regulation shall not be construed as authorizing any person to maintain a nuisance on their property, and compliance with the provisions of this regulation shall not be a defense in any action to abate such a nuisance.

- D. Failure of the City of Canal Fulton to observe or recognize hazardous or unsightly conditions or to recommend corrective measures shall not relieve the site owner from the responsibility for the condition or damage resulting therefrom, and shall not result in the City of Canal Fulton, its officers, employees, or agents being responsible for any condition or damage resulting therefrom.

907.06 RESPONSIBILITY FOR ADMINISTRATION

The City of Canal Fulton shall administer, implement, and enforce the provisions of this regulation.

The City of Canal Fulton may contract with the Stark County Board of Health to conduct inspections and monitoring and to assist with enforcement actions.

907.07 DISCHARGE AND CONNECTION PROHIBITIONS

- A. Prohibition of Illicit Discharges. No person shall discharge, or cause to be discharged, an illicit discharge into the MS4. The commencement, conduct, or continuance of any illicit discharge to the MS4 is prohibited except as described below:

1. Water line flushing; landscape irrigation; diverted stream flows; rising ground waters; uncontaminated ground water infiltration; uncontaminated pumped ground water; discharges from potable water sources; foundation drains; air conditioning condensate; irrigation water; springs; water from crawl space pumps; footing drains; lawn watering; individual residential car washing; flows from riparian habitats and wetlands; dechlorinated swimming pool discharges; street wash water; and discharges or flows from fire fighting activities. These discharges are exempt until such time as they are determined by the City of Canal Fulton to be significant contributors of pollutants to the MS4.
2. Discharges specified in writing by the City of Canal Fulton as being necessary to protect public health and safety.
3. Discharges from off-lot discharging home sewage treatment systems permitted prior to January 1, 2007, by the Stark County Health Department for the purpose of discharging treated sewage effluent in accordance with Ohio Administrative Code 3701-29-02 until such time as the Ohio Environmental Protection Agency issues an NPDES permitting mechanism for residential 1, 2, or 3 family dwellings. These discharges are exempt unless such discharges are deemed to be creating a public health nuisance by the Stark County Health Department.

In compliance with the City of Canal Fulton Storm Water Management Program, discharges from all offlot discharging home sewage treatment systems must either be eliminated or have coverage under an appropriate NPDES permit issued and approved by the Ohio Environmental Protection Agency. When such permit coverage is available, discharges from off-lot discharging home sewage treatment systems will no longer be exempt from the requirements of this regulation.

- B. Prohibition of Illegal Connections. The construction, use, maintenance, or continued existence of illegal connections to the MS4 is prohibited.

1. This prohibition expressly includes, without limitation, illegal connections made in the past, regardless of whether the connection was permissible under law or practices applicable or prevailing at the time of connection.
2. A person is considered to be in violation of this regulation if the person connects a line

conveying illicit discharges to the MS4, or allows such a connection to continue.

907.08 MONITORING OF ILLICIT DISCHARGES AND ILLEGAL CONNECTIONS

A. Establishment of an Illicit Discharge and Illegal Connection Monitoring Program: The City of Canal Fulton shall establish a program to detect and eliminate illicit discharges and illegal connections to the MS4. This program shall include the mapping of the MS4, including MS4 outfalls and home sewage treatment systems; the routine inspection of storm water outfalls to the MS4, and the systematic investigation of potential residential, commercial, industrial, and institutional facilities for the sources of any dry weather flows found as the result of these inspections.

B. Inspection of Residential, Commercial, Industrial, or Institutional Facilities.

1. The City of Canal Fulton shall be permitted to enter and inspect facilities subject to this regulation as often as may be necessary to determine compliance with this regulation.
2. The City of Canal Fulton shall have the right to set up at facilities subject to this regulation such devices as are necessary to conduct monitoring and/or sampling of the facility's storm water discharge, as determined by the City of Canal Fulton.
3. The City of Canal Fulton shall have the right to require the facility owner/operator to install monitoring equipment as necessary. This sampling and monitoring equipment shall be maintained at all times in safe and proper operating condition by the facility owner/operator at the owner/operator's expense. All devices used to measure storm water flow and quality shall be calibrated by the City of Canal Fulton to ensure their accuracy.
4. Any temporary or permanent obstruction to safe and reasonable access to the facility to be inspected and/or sampled shall be promptly removed by the facility's owner/operator at the written or oral request of the City of Canal Fulton and shall not be replaced. The costs of clearing such access shall be borne by the facility owner/operator.
5. Unreasonable delays in allowing the City of Canal Fulton access to a facility subject to this regulation for the purposes of illicit discharge inspection is a violation of this regulation.
6. If the City of Canal Fulton is refused access to any part of the facility from which storm water is discharged, and the City of Canal Fulton demonstrates probable cause to believe that there may be a violation of this regulation, or that there is a need to inspect and/or sample as part of an inspection and sampling program designed to verify compliance with this regulation or any order issued hereunder, or to protect the public health, safety, and welfare, the City of Canal Fulton may seek issuance of a search warrant, civil remedies including but not limited to injunctive relief, and/or criminal remedies from any court of appropriate jurisdiction.
7. Any costs associated with these inspections shall be assessed to the facility owner/operator.

907.09 ENFORCEMENT

A. Notice of Violation. When the City of Canal Fulton finds that a person has violated a prohibition or failed to meet a requirement of this regulation, the City of Canal Fulton may order compliance by written Notice of Violation. Such notice must specify the violation and shall be hand delivered, and/or sent by registered mail, to the owner/operator of the facility. Such notice may require the following actions:

1. The performance of monitoring, analyses, and reporting;

2. The elimination of illicit discharges or illegal connections;
 3. That violating discharges, practices, or operations cease and desist;
 4. The abatement or remediation of storm water pollution or contamination hazards and the restoration of any affected property; or
 5. The implementation of source control or treatment BMPs.
- B. If abatement of a violation and/or restoration of affected property is required, the Notice of Violation shall set forth a deadline within which such remediation or restoration must be completed. Said Notice shall further advise that, should the facility owner/operator fail to remediate or restore within the established deadline, a legal action for enforcement may be initiated.
- C. Any person receiving a Notice of Violation must meet compliance standards within the time established in the Notice of Violation.
- D. Administrative Hearing: If the violation has not been corrected pursuant to the requirements set forth in the Notice of Violation, the City of Canal Fulton shall schedule an administrative hearing to determine reasons for non-compliance and to determine the next enforcement activity. Notice of the administrative hearing shall be hand delivered and/or sent registered mail.
- E. Injunctive Relief: It shall be unlawful for any owner/operator to violate any provision or fail to comply with any of the requirements of this regulation pursuant to O.R.C. 3709.211. If a owner/operator has violated or continues to violate the provisions of this regulation, the City of Canal Fulton may petition for a preliminary or permanent injunction restraining the owner/operator from activities that would create further violations or compelling the owner/operator to perform abatement or remediation of the violation.

907.10 REMEDIES NOT EXCLUSIVE

The remedies listed in this regulation are not exclusive of any other remedies available under any applicable federal, state or local law and it is in the discretion of the City of Canal Fulton to seek cumulative remedies.

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 37-09

Passed _____, 20____

AN ORDINANCE BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO TO IMPLEMENT A STORM WATER MANAGEMENT PROGRAM.

WHEREAS, the City Engineer finds that land development projects and associated increases in impervious cover alter the hydrologic response of local watersheds resulting in the following:

The increased risk of flooding. Streams and storm water facilities that receive excessive sediment have a reduced capacity to convey water. The increase of storm water runoff rates and volumes can cause flooding, stream channel erosion and sediment transport and deposition;

Damage to fisheries and habitat quality in streams and wetlands when siltation clogs spawning gravel and when excessive turbidity impairs the survivability of aquatic organisms;

The increase in public expenditures for maintenance of storm water facilities, ditches, culverts and storm sewers that receive excessive amounts of sediment;

Damage to adjacent properties, including public right-of-ways, when sediment is deposited on these properties;

Promotes transport of nutrients to lakes causing algal blooms and oxygen depletion;

WHEREAS, soil is most vulnerable to erosion by wind and water during construction activities; and

WHEREAS, 40 C.F.R. Parts 9, 122, and 124, requires designated communities, including City to develop and implement a Storm Water Management Program to address, among other components, erosion and sediment control during soil disturbing activities and post construction storm water quality; and

WHEREAS, Article XVIII, Section 3 of the Ohio Constitution and Chapter 1511 of the Ohio Revised Code grants municipalities the legal authority to adopt rules to abate soil erosion and water pollution by soil sediments;

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE
CITY OF CANAL FULTON OHIO THAT:

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 37-09

Passed _____ 20____

See Exhibit "A" which is attached hereto and incorporated by reference herein.

John Grogan, Mayor

Tammy Marthey, Clerk-of-Council

I, Tammy Marthey, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance ____09, duly adopted by the Council of the City of Canal Fulton, on the date of _____. 2009, and that publication of the foregoing Ordinance was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the ____ day of _____, 2009

Tammy Marthey, Clerk-of-Council

SEF/bp

Exhibit "A"

**City of Canal Fulton
STORM WATER QUALITY
REGULATIONS**



- ⊕ SECTION I - CONSTRUCTION SITE RUNOFF
- ⊕ SECTION II- POST CONSTRUCTION WATER QUALITY

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⊕ SECTION I

101 Findings/Purpose and Scope

The City Engineer finds that land development projects and associated increases in impervious cover alter the hydrologic response of local watersheds resulting in the following:

- ⊕ The increased risk of flooding. Streams and storm water facilities that receive excessive sediment have a reduced capacity to convey water. The increase of storm water runoff rates and volumes can cause flooding, stream channel erosion and sediment transport and deposition;
- ⊕ Damage to fisheries and habitat quality in streams and wetlands when siltation clogs spawning gravel and when excessive turbidity impairs the survivability of aquatic organisms;
- ⊕ The increase in public expenditures for maintenance of storm water facilities, ditches, culverts and storm sewers that receive excessive amounts of sediment;
- ⊕ Damage to adjacent properties, including public right-of-ways, when sediment is deposited on these properties;
- ⊕ Promotes transport of nutrients to lakes causing algal blooms and oxygen depletion;

Where as, soil is most vulnerable to erosion by wind and water during construction activities; and

Where as, 40 C.F.R. Parts 9, 122, and 124, requires designated communities , including City to develop and implement a Storm Water Management Program to address, among other components, erosion and sediment control during soil disturbing activities and post construction storm water quality; and

Where as, Article XVIII, Section 3 of the Ohio Constitution and Chapter 1511 of the Ohio Revised Code grants municipalities the legal authority to adopt rules to abate soil erosion and water pollution by soil sediments; and

Now, THEREFORE BE IT ORDAINED BY THE City Administration Codified **Ordinance 37-09** is here by adopted as follows:

These rules shall apply to all soil disturbing activities on land within the City corporate limits used or being developed for nonfarm commercial, industrial residential, or other nonfarm purposes, including, but not limited to: individual or multiple lots, subdivisions, multi-family developments, condominium units, commercial and industrial developments, recreational projects, general clearing and grading projects, underground utilities, highways, building activities on farms, aquaculture ponds, redevelopment of urban areas and all other uses unless expressly excluded as follows:

- 101.01** Activities related to producing agricultural crops and silviculture operations or areas regulated by the Ohio Agricultural Sediment Abatement Rules (H.B 88)
- 101.02** Strip mining and surface mining operations regulated under Revised Code 1513.01, 1514.01
- 101.03** Normal landscape maintenance activities and gardening/horticulture.
- 101.04** A Storm Water Pollution Prevention Plan is not required before clearing, grading, excavating, filling or otherwise wholly or partially less than 1 (one) contiguous acres of land owned by one person or operated as one development unit; however, areas of less than 1 (one) contiguous acre are not exempt from compliance with all other provisions of these rules.

102 ADMINISTRATION

The Stark Soil & Water Conservation District, acting as the City's duly authorized representative, shall administer these regulations. Staff of the Stark SWCD shall be responsible for the determination of compliance with these regulations and shall, through the Stark SWCD board of supervisors, issue notices and orders as may be necessary.

103 TERMS DEFINED

103.01 INTERPRETATION OF TERMS AND WORDS

.01.1 Words used in the present tense include the future tense and the singular includes the plural, unless the context clearly indicates the contrary.

.01.2 The term "shall" is always mandatory and not discretionary; the word "may" is permissive. The term "should" is permissive but indicates strong suggestion.

.01.3 The word or term not interpreted or defined by this section shall be construed according to the rules of grammar and common usage so as to give these Rules their most reasonable application.

Acre: A unit of measure equaling 43,560 square feet.

As-built survey: A survey shown on a plan or drawing prepared and sealed by a Registered Surveyor and/or Engineer indicating information such as, but not limited to: actual dimensions, elevations, and locations of any structures and their components, underground utilities, roads, swales, ditches, detention/retention facilities, storm and sanitary sewers, water quality practices, or other infrastructure and facilities after construction has been completed.

Channel: A natural bed that conveys water. A ditch excavated for water flow.

Cut: An excavation that reduces an existing elevation, as in road or foundation construction.

CPESC: Certified Professional in Erosion Sediment Control.

Detention Structure: A permanent storm water management structure whose primary purpose is to temporarily store water runoff and release the stored runoff at controlled rates. A detention structure remains dry between storm events.

Development Area: Any contiguous area owned by one person or persons, or operated as one development unit, and use being developed for nonfarm commercial, industrial, residential or other institutional construction or alteration which changes the runoff characteristics of a parcel of land.

Ditch: An open channel, either dug or natural, for the purpose of drainage or irrigation with intermittent flow.

Drainage: The removal of excess surface water or ground water from land by surface or subsurface drains.

Drainage Surface Area: An area, measured in a horizontal plane, enclosed by a topographic divide from which surface runoff from precipitation normally drains by gravity into a stream, river or lake above the specified point of measurement.

Drainage Improvement: As defined in O.R.C 6131.01 (C), and/or conservation works of improvement, O.R.C. 1511 and 1515.

Engineer: A Professional Engineer registered by the State of Ohio.

Erosion: The process by which the land surface is worn away by the action of wind, water, ice, gravity or any combination of those forces.

Erosion & Sediment Control: The control of soil material, both mineral and organic, during soil disturbing activity to prevent its transport out of the disturbed area by means of wind, water, ice or gravity.

Farm: Land or water devoted to growing crops and nursery crops.

Floodplain: The area adjacent to the channel of a stream or river that is subject to inundation by flood-flows.

Impervious: That which does not allow infiltration.

Land clearing: Is any grading, grubbing, excavation, demolition, timbering, filling and any off-site borrow areas.

Landslide: A rapid mass movement of soil and rock materials downhill under the influence of gravity.

Maintenance Agreement- A legally recorded document that acts as a property deed restriction, and which provides for long term maintenance of the post construction water quality structure.

Multi-family development: Apartments, condominiums, duplexes or other similar buildings housing more than one family

One Hundred-Year Frequency Storm: A storm that is capable of producing rainfall expected to be equaled or exceeded on the average of once in 100 years. It may also be expressed as an exceedence probability with a 1 percent chance of being equaled or exceeded in any given year.

Ordinary high water mark: Defined by the line along the channel bank below which terrestrial vegetation cannot become established and above which aquatic vegetation cannot survive.

Outfall- An area where water flows from a structure such as a conduit, storm sewer, improved channel or drain, and the area immediately beyond the structure which is impacted by the velocity of flow in the structure.

Person: Any individual, corporation, firm, trustee, commission, board, public or private partnership, joint venture, agency, unincorporated association, municipal corporation, county or state agency, the federal government or any combination thereof.

Pre-construction Meeting: A meeting between the Stark SWCD and all principal parties, prior to the start of any construction, at a site that requires a Storm Water Pollution Prevention Plan.

Pre-Winter Stabilization Meeting: A meeting between the Stark SWCD and all principal parties, prior to October 1, in order to plan winter erosion and sediment controls for a site that requires a Storm Water Pollution Prevention Plan.

Qualified Person: Professional Engineer or Surveyor, Landscape Architect, Soil Conservationist, Certified Professional in Erosion/Sediment Control or any person having completed a minimum of 20 hours of accredit training in erosion sediment control.

Retention Structure: A permanent structure whose primary purpose is to permanently store a given volume of storm water runoff for release of the given volume by infiltration and/or evaporation. A retention structure maintains a permanent pool of water.

Riparian area: Naturally vegetated land adjacent to watercourses which, if appropriately sized, helps to stabilize stream banks, limit erosion, reduce flood flows, and/or filter and settle out runoff pollutants.

Sediment: Soils or other surface materials that can be transported or deposited from its site of origin by the action of wind, water, ice or gravity as a product of erosion.

Sedimentation: Deposition of sediment particles in water bodies.

Sediment Basin: A temporary barrier or other suitable retention structure built across an area of water flow to intercept runoff and allow transported sediment to settle and be retained prior to discharge into waters of the State.

Sediment Pollution: Degradation of Waters of the State by sediment as a result of failure to apply management or conservation practices to abate wind or water soil erosion, specifically in conjunction with soil disturbing activities on land used or being developed for commercial, industrial, residential or other nonfarm purposes.

Silviculture: The care/planning and harvesting of forested trees.

Sloughing: A slip or downward movement of an extended layer of soil resulting from the undermining action of water or the earth-disturbing activity of man.

Soil Conservation: The use of the soil within the limits of its physical characteristics and protecting it from unalterable limitations of climate and topography.

Soil disturbing Activity: A clearing, grading, grubbing, excavating, demolition, timbering, filling or other alteration of the earth's surface where natural or man-made ground cover is destroyed.

Soil and Water Conservation District: The agency responsible for implementing these regulations as organized under Chapter 1515 of the Ohio Revised Code; referring either to the Soil and Water Conservation District Board or its designated employee(s), hereinafter referred to as the Stark SWCD.

Soil Loss: Soil moved from a given site by the forces of erosion, measured using "T".

Stabilization: The installation of vegetative and/or structural measures to establish a soil cover in order to reduce soil erosion by storm water runoff, wind, ice, and gravity.

Stark SWCD: The office responsible for administering sediment pollution and/or storm water runoff control programs.

Storm Drain: A conduit, pipe, or human-made structure, which serves to transport storm water runoff.

Storm Water Management: Runoff water safely conveyed or temporarily stored and released at an allowable rate to minimize erosion and flooding.

Storm Water Pollution Prevention Plan (SWPPP):

Storm Water Runoff: The direct response of a watershed to precipitation and includes the surface and subsurface runoff that enters a stream, ditch, storm sewer or other concentrated flow during and following the precipitation.

Stream: A body of water running or flowing on the earth's surface in which flow may be perennial and/or seasonally intermittent.

Subsoil: That portion of the soil below the topsoil or plow layer, beginning 6-12" below surface down to bedrock parent material.

T: The soil loss tolerance expressed in tons per acre per year as determined by the USDA Revised Universal Soil Loss Equation (RUSLE)

Temporary Soil Erosion and Sediment Control Measures: Interim control measures which are installed or constructed to control soil erosion or sedimentation until permanent soil erosion control measures are established.

Timbering: removing trees in preparation of earthwork or site prep.

Top soil: The upper layer of soil that is usually darker in color and richer in organic matter and nutrients than the subsoil.

Unstable Soils: A portion on land surface or area which is prone to slipping, sloughing, landslides or is identified by Natural Resource Conservation Service, USDA methodology as having a low soil strength.

Watercourse: A definite channel with bed and banks within which concentrated water flows, either continuously or intermittently; e.g. streams.

Watershed: The total drainage area contributing runoff to a single point.

Water quality volume (WQv): The volume equal to $\frac{3}{4}$ inch of runoff multiplied by the area draining to the BMP and the weighted runoff coefficient of the contributing area.

104 REGULATED ACTIVITIES

104.01 This regulation requires that when a proposed soil disturbing activity, land clearing, grading, excavating, filling and timbering project on land used or being developed, either wholly or partially, for nonfarm residential, commercial, industrial, recreational or other nonfarm purposes consisting of one (1) or more contiguous acres of land owned by one person or operated as one development unit for the construction of nonfarm buildings, structures, utilities, recreational areas or other limited nonfarm uses, the owner of said land shall prepare and file with the Stark SWCD a Storm Water Pollution Prevention Plan (SWPPP). Areas of less than one (1) contiguous acre shall not be exempt from compliance with other provisions of these rules including but not limited to installing and maintaining erosion/sediment control practices to prevent sediment from depositing into local creeks, ditches, ponds or onto existing landowners properties.

104.02 The submitted plan must be approved by the Stark SWCD before the start of any soil disturbing activity. The plan must be designed by a qualified professional preferably certified in the field of erosion/sediment control and be sealed by a Registered Professional Engineer in the State of Ohio.

104.03 The SWPPP plan shall be submitted to the Stark SWCD for review no less than thirty (30) days before any soil disturbing activity at the proposed site.

104.04 Erosion and sediment control practices used to satisfy the performance criteria of these rules shall meet the specifications provided in the most *current edition* of The Ohio Rainwater & Land Development Manual, Ohio's Standards for Storm Water Management & Land Development and Urban Stream Protection, published by the Ohio Department of Natural Resources or other approved equals. The Stark SWCD and or City engineer shall review any new or innovative practice before incorporating them into a plan.

104.05 The SWPPP must meet minimum requirements listed in the most recent Ohio EPA Construction General Permit and shall be accompanied by proof of compliance and/or notification with required natural resource permits and documentation relevant to the project, including:

.1 Proof of compliance with the Ohio Environmental Protection Agency

(OEPA) General Storm Water National Pollution Discharge Elimination System (NPDES) permit. Proof of compliance shall be a copy of NPDES permit Notice of Intent (NOI), and/or a copy of the NPDES permit number, and/or a copy of OEPA Director's Authorization letter for the NPDES permit.

.2 Proof of compliance with Section 404 of the Clean Water Act administered by the US Army Corps of Engineers for streams, wetlands, and waterways under its jurisdiction. Proof of compliance shall be a copy of the US Army Corps of Engineers permit number, and/or project approval letter from a US Army Corps of Engineers agent. A Wetland Delineation must be verified by the US Army Corps of Engineers.

.3 Proof of compliance with the Ohio Dam Safety Law administered by ODNR Division of Water: Proof of compliance shall be a copy of the ODNR permit number, and/or project approval letter. If the dam is exempt from the Ohio Dam Safety Laws, a letter from the site owner certifying and explaining the criteria for exemption is required.

.4 Proof of compliance with Section 401 of the Clean Water Act: Proof of compliance shall be a copy of the Ohio EPA Certification application tracking number, public notice, project approval, or a letter from the site owner certifying that a qualified professional has surveyed the site and determined that Section 401 of the Clean Water Act is not applicable. Wetlands, and other waters of the United States, shall be delineated by protocols accepted by the U.S Army

Corps of Engineers at the time an application is made under this regulation.

104.06 The owner and/or developer of said land shall meet with the Stark SWCD for a pre-construction meeting no less than seven (7) days prior to soil disturbing activity at the site. It is the responsibility of the developer/contractor to contact the SWCD to schedule a meeting date.

104.07 The developer's delegated representative shall perform first inspection of erosion and sediment control practices to certify that the practices comply with the approved plan no less than two (2) working days after the start of the project. An inspection report confirming this should be completed by the developer's delegated representative and if requested, sent to the Stark SWCD confirming said inspection.

104.08 If the site is, or plans to remain active through the winter months, a pre-winter stabilization meeting shall be held by the developer of said land and/or delegated representative of the project and the Stark SWCD prior to October 1st.

104.09 Upon completion of all construction and final stabilization of the entire construction site, the owner or delegated representative of said land shall contact the Stark SWCD through written notification that construction is complete and final stabilization, as specified in the Rainwater & Land Development Book, has been achieved.

105 PERFORMANCE STANDARDS

105.01 All properties adjacent to the site of soil disturbing activity shall be protected to the maximum extent practicable from soil erosion and sediment runoff and drainage, including, but not limited to private properties, natural and artificial waterways, wetlands, storm sewers and public lands.

105.02 Construction site erosion and sediment control practices used to satisfy this requirement shall conform, as a minimum, to the Ohio EPA Construction General Permit, the most current edition of the Ohio Rainwater and Land Development Manual and shall conform and comply to the most current Ohio Environmental Protection Agency, Ohio Revised Code chapter 6111 requirements.

105.03 SWPPP approvals issued in accordance with these rules do not relieve the owner of responsibility for obtaining all other necessary permits and or approvals from federal state, and/or county agencies (see section 104.05). If City requirements vary or conflict, the most stringent requirements shall be followed.

105.04 An SWPPP plan is considered complete when it contains all items listed in these regulations and the Ohio EPA Construction General Permit Part III under SWP3 requirements.

105.05 Road and highway transportation projects that fall under these regulations may follow the specifications in the most current ODOT Manual for SWPPP submittals.

106 APPLICATION PROCEDURES FOR THE SWPPP

106.01 Two (2) copies of the SWPPP, one (1) a full set of construction plans, for all projects that will disturb 1 or more acres of land shall be submitted to the Stark SWCD for review and approval prior to any earth disturbing activity. Any plans which are subject to the City Subdivision Regulations must have written approval of the City engineer.

106.02 The Stark SWCD shall review the SWPPP and approve or return for revision with comments and recommendations for revision, within thirty (30) working days of receipt. A plan rejected because of deficiencies shall receive a narrative report stating specific problems and procedures for filing a revised plan. At the time of receipt of a revised plan, another 30-day review period shall commence.

106.03 Approved plans shall remain valid for two years from the date of approval. A variance may be requested in writing to the Stark SWCD Board for an SWPPP extension before the 2 year deadline or a revised SWPPP submitted for review.

107 FEE

Review Fee Schedule

<u>Plan Review</u>	Fee	
Preliminary Plan	\$15.00 / acre Minimum charge - \$75.00	
Storm Water Pollution Prevention (SWPPP) Plan	\$20.00 / acre * Minimum charge - \$100.00	
*A revised SWPPP submitted for review after plan approval will be re-billed at \$20.00 per acre with a \$100.00 minimum.		
Active sites are inspected every two weeks for compliance. The site inspection fee will be billed with the SWPPP review per phase.		
<u>Site Inspections **</u>	Fee	
Sites 1 – 5 acres	\$250	
Sites 6 – 10 acres	\$800	
Sites 11 – 20 acres	\$1300	
Sites 21 – 50 acres	\$1700	
Sites larger than 50 acres	\$2000	
** Please note: Non-compliance sites will incur an additional inspection fee of \$45.00 / hour for each inspection required until site meets compliance		

108 MONITORING THE PERMIT FOR COMPLIANCE

108.01 Sites are immediately considered non-compliant for the following reasons:

- (1) Soil disturbing activities without an earth disturbance permit.
- (2) Soil disturbing activities without an approved SWPPP.
- (3) Soil disturbing activities without an Ohio EPA NPDES Permit.

(4) Soil disturbing activities without a pre-construction meeting.

108.02 Following the initial inspection of erosion and sediment control devices by the developer's delegated representative, regular inspections will be performed by the Stark SWCD for compliance with these rules. If it appears that a violation of any of these rules has occurred, the owner and developer will be notified of deficiencies or noncompliance in writing through a notice of violation by proof of delivery mail. If within 30 days after receipt of the letter, the owner or developer has not rectified the deficiency or received approval of plans for its correction, a second notice of violation will be issued. The owner or developer has another 15 days to rectify the violation or a "stop work order" will be issued immediately by the City engineer.

108.03 If the City or the Stark Soil & Water Conservation District, acting as the City duly authorized representative, determines that a violation exists, they may request the City solicitor in writing and shall seek an injunction to cease work immediately until compliance with these rules. A court may also order the construction of sediment control improvements or implementation of other control measures and may assess a civil fine of not less than \$100.00 or more than \$500.00 for each day of a rule or stop work order.

108.04 The Stark SWCD may require revisions to the SWPPP as necessary to achieve compliance to these rules.

108.05 A final inspection will be made to determine if the criteria of these rules have been satisfied and a report sent to the City on the compliance status of the site.

109 VARIANCE TO RULES

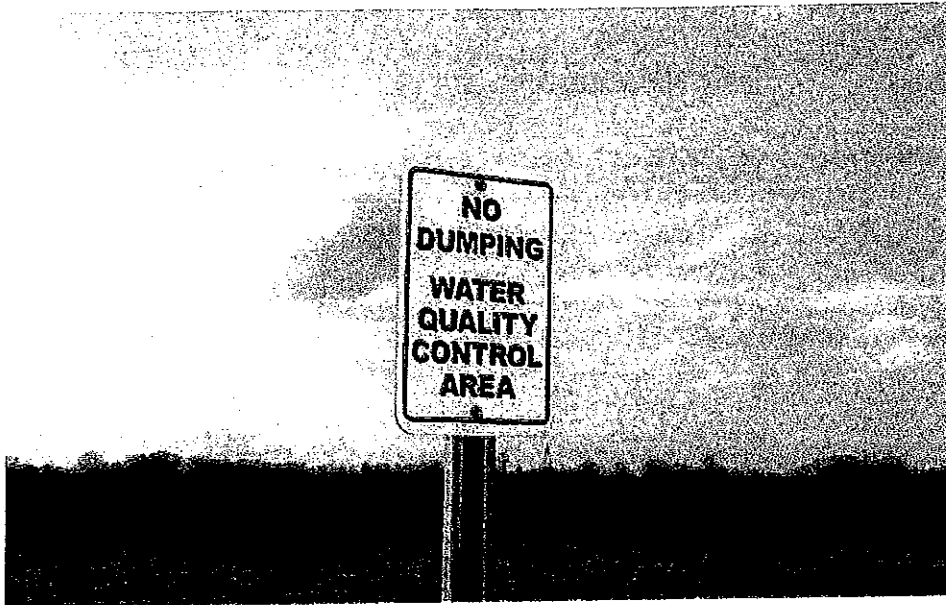
109.01 The Stark SWCD with responsibility for plan review and approval may grant a written variance from any requirement of these rules if there are special conditions applicable to the site such that strict adherence to the provisions of these rules will result in unnecessary hardship and not fulfill the intent of these rules. A written request for variance shall be provided to the Stark SWCD and shall state the specific variances sought and the reasons with supporting data for their granting. The Stark SWCD shall not grant a variance unless and until the applicant provides sufficient specific reasons justifying the variance. The Stark SWCD will conduct its review of the request for variance within 20 (twenty) working days.

Adverse economic conditions shall not be a valid reason to grant a variance.

110 DISCLAIMER of LIABILITY

110.01 Compliance with the provisions of this regulation shall not relieve any person from responsibility for damage to any person or property otherwise imposed by law. The provisions of this regulation are promulgated to promote the health, safety, and welfare of the public and are not designed for the benefit of any individual or for the benefit of any particular parcel of property.

◆ SECTION II



111 Post Construction Water Quality

In order to control Post Construction water quality damage and damage to public and private lands, the owner/developer of each development area or redevelopment area shall be responsible for incorporating appropriate water quality measures both structural and non structural practices into the Storm Water Pollution Prevention Plan (SWPPP) for the project. Post Construction BMP's are required on all sites where the larger common plan of development or sale calls for 1 or more acres of land disturbance and shall comply with the most recently amended Construction General Permit for storm water discharges associated with construction activities. If requirements vary, the most stringent requirements shall be followed.

Construction activities shall be exempt from these requirements if it can be demonstrated that these post construction storm water management requirements have been provided as part of a larger common plan of development or they are addressed in a regional or local storm water management plan. Linear projects which can show that they will not create impervious surfaces are exempted from these requirements.

Road and highway transportation projects that fall under these regulations may follow the requirements/specifications in the most current ODOT Location and Design Manual for Post Construction Water Quality submittals.

Water Quality Volume Determination Requirements

Water Quality Volume (WQv) shall be the equivalent to the volume of runoff from a ¾ inch rainfall. This shall be determined according to the methods and specifications outlined in the most recently amended Construction General Permit for storm water discharges associated with construction activities in addition to the following criteria:

- ⊕ The storm water quantity volume must be stacked on top of the storm water quality volume for any storm water facility that will also serve as the post construction water quality facility.
- ⊕ The water quality orifice cannot be less than 2 ½ inches in diameter.
- ⊕ Non structural practices must be protected in perpetuity through the use of appropriate legal tools. All legal easements or buffer areas must appear on the final plat per the City Sub-division Regulations and be disclosed to potential buyers.
- ⊕ Any manufactured water quality practice must be construction certified by a representative of the company or engineer representing the developer of its correct installation.

Maintenance Requirements

Any portion of the permanent post construction water quality management systems that are constructed by the landowner/developer will be continuously maintained into perpetuity. The project landowner/developer is only required to maintain all temporary and permanent facilities throughout the construction process and until the final inspection and as built documentation. At that time, maintenance responsibility will transfer to the controlling entity/operator (i.e. the person/parties named in the post construction maintenance plan). Workshops for these controlling entities will be made available through the Stark SWCD detailing the long term responsibilities.

The Stark SWCD will inspect post construction practices that fall under the categories in Table 2 of the Ohio EPA GCP. Separate Memorandums of Understanding (MOU's) with the City will outline the extent of these inspections and any applicable appropriations. Inspection reports, detailing the maintenance needs and a timeline to complete them, will be sent to the City and person/parties responsible for long term maintenance. The City administration shall ensure the work done.

An as built survey shall be submitted to the Stark SWCD and City engineer for all water quality structural practices prior to the Notice of Termination (N.O.T)

submittal and sealed by a professional Surveyor or Engineer licensed by the State of Ohio.

Detail drawings and maintenance plans shall be provided to Stark SWCD and City engineer for all Post Construction Best Management Practices (BMPs) prior to plan approval and shall include the following information:

- ☒ Cover sheet with site name and date.
- ☒ Name and number of the party or association responsible for post construction long term maintenance.
- ☒ List of all post-construction BMP's, structural and non-structural with all supporting design data.
- ☒ Instructions on how and when the practices are to be maintained along with an inspection schedule.
- ☒ A detail drawing of the BMP's listed.
- ☒ A copy of any required easements and/or deed restrictions.

Maintenance plans must ensure that pollutants collected within structural post construction BMP practices are disposed of in accordance with local, state and federal guidelines.

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 38-09

Passed _____, 20____

AN ORDINANCE AMENDING
THE CODIFIED ORDINANCES OF
THE GENERAL OFFENSES CODE
OF THE CITY OF CANAL FULTON,
OHIO IN ORDER TO AMEND
CHAPTER 505.11 REGARDING
HUNTING REGULATIONS AND
REPEALING ANY ORDINANCES IN
CONFLICT THEREWITH.

WHEREAS, the Council of the City of Canal Fulton, Ohio has recommended that Chapter 505.11 of the Codified Ordinances of the General Offenses Code of Canal Fulton, Ohio regarding hunting regulations be amended, and

WHEREAS, a public hearing with notice as required by law has been held.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO, THAT:

Title Five Chapter 505.11 of the Canal Fulton, Ohio General Offenses Code shall read:

505.11 HUNTING PROHIBITED.

(a) No person shall hunt, kill or attempt to kill any animal or fowl by the use of firearms, bow and arrow, air rifle or any other means within the corporate limits of the Municipality.

(b) Notwithstanding the above provision, hunting by means of bow and arrow or crossbow only, shall be permitted within the municipality on privately owned property in areas zoned as Rural Residential (RR), provided such hunting is conducted with written permission of the property owner and in accordance with all applicable laws, rules and regulations of the Ohio Division of Wildlife. The premises upon which said hunting is conducted must be a single parcel of land no less than five (5) acres in size. Registration with the Canal Fulton Police Department is required. The Chief of Police or his designee may prohibit hunting upon any lands where, in his/her opinion, such hunting would constitute a potential hazard to the safety of persons or property.

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 38-09

Passed _____, 20____

(c) Whoever violates any provision of this section shall be guilty of a minor misdemeanor. If a violation of any provision of this section results in physical harm to any person or property, the violator shall be guilty of a misdemeanor of the fourth degree.

John Grogan, Mayor

ATTEST:

Tammy Marthey, Clerk-of-Council

I, Tammy Marthey, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance ____ 09, duly adopted by the Council of the City of Canal Fulton, on the date of _____. 2009, and that publication of the foregoing Ordinance was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the ____ day of _____, 2009.

Tammy Marthey, Clerk-of-Council

SEF/bp

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 39-09

Passed _____, 20____

AN ORDINANCE BY THE COUNCIL
OF THE CITY OF CANAL FULTON
OHIO TO PARTIALLY ACCEPT
STREETS AND PUBLIC UTILITIES
FOR DISCOVERY PARK PHASE 2.

WHEREAS, streets and public utilities constructed in Discovery Park Phase 2 have been found by the City Engineer to be constructed in accordance with the drawings, specifications and design standards in effect, and to be in good repair, and

WHEREAS, the City Engineer has reported that streets and public utilities in Discovery Park Phase 2 are suitable for acceptance and maintenance by the City except for the construction of certain sidewalks, and

WHEREAS, the project has satisfactorily completed the 2 year maintenance period.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL FULTON OHIO THAT:

The public streets accepted heretofore for dedication and public utilities in Discovery Park Phase 2 are hereby accepted for public use and maintenance, and the bonds thereon are released except for the sidewalk bond hereto attached as Exhibit A.

John Grogan, Mayor

ATTEST:

Tammy Marthey, Clerk-of-Council

I, Tammy Marthey, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance _____ 09, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2009, and that publication of the foregoing Ordinance was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the _____ day of _____, 2009.

Tammy Marthey, Clerk-of-Council

SEF/bp

Exhibit A
Schalmo Properties, Inc
Open Bonds in Place

Open Bonds in place	Development	Amount of Bond in 2008	Work completed in 2008	Balance of work to be completed	Timetable for work completion
821869569	Highlands at Autumn Meadows	\$2,400	All walks completed in 2007, balance of walks are platted with Discovery IV	\$0	Not applicable
5024889	Discovery Park IV	\$72,000	6 lots sold in 07 & 08 reduce bond by 6 walks 80' x 4' x \$2.00 Value \$3,840.	\$68,160 30,080 sf walks @\$2.00 Street lights \$8,000	Walks see note below Street Lights to be completed no later than 7/1/2011
5012709	Discovery Park II	\$4,410	No work completed in 2008	\$4,410 2,205 sf walks @\$2.00	Walks only see note below
5024090	Spring Morning	\$8,600	1 lot sold - reduce bond by 1 sidewalk - 80' x 4' x \$2.00 Value \$720	\$7,880 3,940 sf walks @\$2.00	Walks only see note below
145754	Brookview Acres III	\$6,824	All work completed with exception of 2 lots Value of uninstalled walks is \$1,600 200' x 4' x \$2.00	\$1,600 800 sf walks @\$2.00	Walks only see note below
Total of Bonds		\$94,234	Balance of uncompleted work	\$82,050	
NOTE: City walks will be completed upon sale of lot and within 90 days of completion of construction. This is to insure that walks do not get damaged during construction and that the proper setting has taken place prior to placement.					

RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

Resolution No.

31-09

Passed

20

A RESOLUTION BY THE COUNCIL
OF THE CITY OF CANAL FULTON
OHIO TO ENTER INTO A
SUPPLEMENTAL SEWER SERVICE
AGREEMENT WITH STARK COUNTY,
OHIO.

WHEREAS, the City of Canal Fulton, Ohio and Stark County, Ohio entered into a sewer service agreement on August 6, 1981, Supplemental No. 1 on March 11, 1997, and Supplemental No. 2 on June 8, 1999, said Agreements referred to as the Basic Agreement; and

WHEREAS, the City and the County find it necessary to enter into a supplemental agreement for the purpose of modifying the Basic Agreement; and

WHEREAS, the County has heretofore established Stark County Metropolitan Sewer District (hereinafter referred to as the "District") for the purpose of preserving and promoting the public health and welfare, the boundaries thereof being all of the unincorporated territory in the County, together with the Villages of East Sparta, Hills and Dales, Meyers Lake, East Canton, Waynesburg and the Stark portion of the Village of Magnolia; and

WHEREAS, the City and the County have determined accordingly to enter into a Supplemental Agreement to give effect to their common objectives as recited herein, the City being authorized to do so by Article XVIII of the Ohio Constitution and, to the extent required, by Ohio Revised Code, Sections 307.14 et seq., and the County being so authorized by the Ohio Revised Code, including also Revised Code Sections 307.14 et seq., and, in addition, Chapter 6117 thereof.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO, THAT:

The City of Canal Fulton agrees to enter into an agreement with Stark County, Ohio known as the Canal Fulton-Stark County Sewer Service Agreement Supplemental No. 3 which is attached hereto and incorporated by reference herein.

John Grogan, Mayor

ATTEST:

Tammy Marthey, Clerk-of-Council

I, Tammy Marthey, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution ____-09, duly

RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

Resolution No.

31-09

Passed

20

adopted by the Council of the City of Canal Fulton, on the date of _____, 2009, and that publication of the foregoing Resolution was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the _____ day of _____, 2009.

Tammy Marthey, Clerk-of-Council

SEF/bp

Agreement

Stark County Commissioners

With Canal Fulton

Dated _____

Distribution:

Journal
Sanitary Engineer
Canal Fulton
File

Subject

CANAL FULTON - STARK COUNTY SEWER SERVICE AGREEMENT SUPPLEMENTAL NO. 3

THIS SUPPLEMENTAL AGREEMENT made and entered into this ____ day of _____, 2009 by and between the County of Stark, Ohio (hereinafter referred to as the "County"), duly authorized by a resolution adopted by the Board of County Commissioners on the ____ day of _____, 2009, and the City of Canal Fulton, Ohio (hereinafter referred to as the "City"), duly authorized in its behalf by Ordinance No. ____ passed by its Council on the ____ day of _____, 2009.

WHEREAS, the City and the County entered into a sewer service agreement on August 6, 1981, Supplemental No. 1 on March 11, 1997, and Supplemental No. 2 on June 8, 1999, said Agreements referred to as the Basic Agreement; and

WHEREAS, the City and the County find it necessary to enter into a supplemental agreement for the purpose of modifying the Basic Agreement; and

WHEREAS, the County has heretofore established Stark County Metropolitan Sewer District (hereinafter referred to as the "District") for the purpose of preserving and promoting the public health and welfare, the boundaries thereof being all of the unincorporated territory in the County, together with the Villages of East Sparta, Hills and Dales, Meyers Lake, East Canton, Waynesburg and the Stark portion of the Village of Magnolia; and

WHEREAS, the City and the County have determined accordingly to enter into this Supplemental Agreement to give effect to their common objectives as recited herein, the City being authorized to do so by Article XVIII of the Ohio Constitution and, to the extent required, by Ohio Revised Code, Sections 307.14 et. seq., and the County being so authorized by the Ohio Revised Code, including also Revised Code Sections 307.14 et. seq., and, in addition, Chapter 6117 thereof;

WHEREAS, the same terms used herein have the definitions as described in the Basic Agreement;

NOW, THEREFORE, in consideration of the premises and of the mutual covenants hereinafter set forth, and of other good and valuable considerations, Canal Fulton and Stark hereby promise and agree that:

ARTICLE 1.0 - County Service Area

The County service area as defined in Section 1 of the Basic Agreement shall be redefined as described in Exhibit "A" attached hereto and hereby incorporated by reference herein. This service area represents a portion of the Canal Fulton facilities planning area as shown in the 208 Clear Water Plan Update, approved in 2005 and also includes two areas in Summit County identified as the Clinton Service Area and the Spring Valley Allotment Extension in Franklin Township. However, this Agreement may be extended to other areas beyond the service area by a supplemental agreement.

End Of Article 1.0

ARTICLE 2.0 - Conveyance

1) Territory in the County's service area that is annexed to the City will remain as part of the County's service area for sanitary sewer service. For the territory so annexed, the County will continue to maintain complete jurisdiction as it relates to rules and regulations for providing sanitary sewer service including levying of the County's connection charges, user fees and any other charges or fees established in accordance with County resolutions for that purpose.

2) However, the City may, at its option, request the conveyance of jurisdiction over the County's sewerage facilities and/or customers and/or service area annexed into the City as set forth herein below:

a.) For purposes of this agreement, the word "developed" in reference to property or territory shall mean property or territory where there is an existing and operable sanitary sewer system, which is available for current or prospective customers. Further, for purposes of this agreement, the term "undeveloped" with regard to property or territory shall mean any property or territory that is not "developed."

b.) In the case of territory that is undeveloped, the City may request the sanitary sewer service rights at no charge.

c.) In the case of developed property, the City may purchase the existing accounts and facilities based on their present worth. Any debt assigned specifically to the facilities shall be taken into account in calculating the value.

In addition to the compensation described above, where conveyance of jurisdiction over territory is requested, no such conveyance shall be complete until the County, by its board of county commissioners, shall have adopted a conveyance resolution specifically identifying the territory so conveyed.

3) The City and the County shall allow use of, and connection to, their sewerage facilities by the other party at no charge or cost provided the Sanitary Engineer, in the case of the County, and the City Engineer, in the case of the City, determine that the taking effect of capacity and connection required by the other party shall not adversely impact the needs of the party owning the facility. However, if either party requires capacity at any points of connection, in amounts greater than is needed by the party who owns the facility, then the party requesting the additional capacity shall pay for over sizing of facilities as appropriate.

If and to the extent required, any and all other provisions of the Basic Agreements which may be inconsistent with the terms of this Supplemental Agreement, are hereby amended so as to conform hereto.

Except as amended hereby, the Basic Agreements are hereby confirmed in all other respects.

IN WITNESS WHEREOF, the County and the City have caused this Supplemental Agreement to be executed by their respective officers thereunto duly authorized and the Agreement shall be in effect as of the day and year first above written.

APPROVED AS TO FORM:

CITY OF CANAL FULTON

Canal Fulton Law Director

Mayor

APPROVED AS TO FORM:

COUNTY OF STARK

Assistant Prosecuting Attorney
Stark County

Commissioner

Commissioner

Commissioner

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30041

Ordinance No. 41-09

Passed _____, 20____

AN ORDINANCE AMENDING
ORDINANCE 4-09, RATE OF PAY
FOR INCOME TAX CLERICAL,
AND REPEALING ANY
ORDINANCES IN CONFLICT
THEREWITH, AND DECLARING
AN EMERGENCY.

WHEREAS, the Canal Fulton City Council has established rates of pay
for part-time employees, and

WHEREAS, adjustments are to be made to their pay, and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF
THE CITY OF CANAL FULTON, STATE OF OHIO, THAT:

Section 1: Rates of pay of non-safety services part-time employees shall be
established as follows:

GENERAL GOVERNMENT	HOURLY RATE		
	YEAR 1	YEAR 2	YEAR 3
Street Department	\$11.33	\$11.90	\$12.49
CDL, Part-Time Laborer			
Custodian/Maintenance	\$10.08	\$10.59	\$11.12
Custodian/Maintenance	\$10.08	\$10.59	\$11.12
Groundskeeper - Summer	\$10.08	\$10.59	\$11.12
Casual Laborer	\$ 7.63	\$ 8.01	\$ 8.42
Income Tax Clerical - Part-Time	\$ 8.32	\$ 9.35	\$10.38
Finance Clerical - Part-Time	\$ 8.32	\$ 9.35	\$10.38
Payroll Clerk	\$11.33	\$11.90	\$12.49
Community Service Coordinator	\$11.33	\$11.90	\$12.49
Part-Time Canalway Programs Director	\$11.33	\$11.90	\$12.49
Park Program Coordinator Assts.	\$ 8.32	\$ 9.35	\$10.38

The Income Tax Clerical rate of pay beginning January 1, 2010
shall be \$11.33 per hour.

All other positions shall have a wage freeze.

Section 2: All other ordinances inconsistent herewith are repealed.

Section 4: This Ordinance is hereby determined to be an emergency measure,
the immediate passage of which is necessary for the preservation
of the public peace, health, safety, and welfare of the City of Canal
Fulton, such emergency arising so that changes can be effective
January 1, 2010, wherefore, this ordinance shall take effect and be
in full force immediately upon its passage.

John Grogan, Mayor

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 41-09 Passed _____, 20____

ATTEST:

Tammy Marthey, Clerk of Council

I, Tammy Marthey, Clerk of Council of the City of Canal Fulton, do hereby certify that this is a true and correct copy of Ordinance _____, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2009, and that publication of the foregoing Ordinance was duly made by posting true and correct copies thereof as five of the most public places and in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers, each for a period of fifteen days, commencing on the _____ day of _____, 2009.

Tammy Marthey, Clerk of Council

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 42-09

Passed _____, 20____

AN ORDINANCE AMENDING
ORDINANCE 6-09, SECTION OF
RATES OF PAY FOR FIRE
CAPTAINS AND ELIMINATING
FIRE LIEUTENANT POSITION,
AND REPEALING ANY
ORDINANCES IN CONFLICT
THEREWITH, AND DECLARING
AN EMERGENCY.

WHEREAS, the Canal Fulton City Council has established rates of pay for part-time employees, and

WHEREAS, adjustments are to be made to their pay, and

WHEREAS, this change is to be retroactive to January 1, 2009.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF
THE CITY OF CANAL FULTON, STATE OF OHIO, THAT:

Section 1: Rates of pay of part-time safety forces employees shall be established as follows:

<u>FIRE DEPARTMENT</u>	<u>PER YEAR</u>
Chief	\$13,000.00
Assistant Chief	\$ 6,500.00
Captain (3)	\$ 4,000.00
Training Officer	\$ 1,625.00

<u>FIRE DEPARTMENT</u>	<u>HOURLY RATE</u>
Support Firefighter	\$10.30
Officers/Firemen	\$11.09
Fire Inspectors	\$12.36
Emergency Medical Technicians/ Firefighters	\$13.01
Advanced Emergency Medical Technicians/Firefighters	\$14.34
Paramedics/Firefighters	\$16.72
Administrative Assistant	\$10.30
Basic Emergency Medical Technician – Day Program*	\$10.61
Intermediate Emergency Medical Technician – Day Program*	\$11.67
Paramedic – Day Program*	\$12.73
Firefighters “on call” for Medical Emergency Runs	\$ 2.50
Firefighter Midnight to 6:00AM “on call” to stay at Fire Station	\$ 7.50

*Subject to approval of Township
Trustees

<u>POLICE DEPARTMENT</u>	<u>HOURLY RATE</u>		
	<u>YEAR 1</u>	<u>YEAR 2</u>	<u>YEAR 3</u>
Police Officers	\$12.58	\$13.58	\$14.58
Part-time – Four (4) Maximum			

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No.

42-09

Passed

20

Section 2:

All other ordinances inconsistent herewith are repealed.

Section 3:

This Ordinance is hereby determined to be an emergency measure, the immediate passage of which is necessary for the preservation of the public peace, health, safety, and welfare of the City of Canal Fulton, such emergency arising so that changes can be effective January 1, 2009, wherefore, this ordinance shall take effect and be in full force immediately upon its passage.

John Grogan, Mayor

ATTEST:

Tammy Marthey, Clerk of Council

I, Tammy Marthey, Clerk of Council of the City of Canal Fulton, do hereby certify that this is a true and correct copy of Ordinance _____, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2009, and that publication of the foregoing Ordinance was duly made by posting true and correct copies thereof as five of the most public places and in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers, each for a period of fifteen days, commencing on the _____ day of _____, 2009.

Tammy Marthey, Clerk of Council

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 44-09 Passed _____, 20____

AN ORDINANCE ESTABLISHING
RATES OF PAY FOR VARIOUS
PART-TIME POSITIONS WITHIN
THE CITY OF CANAL FULTON
EFFECTIVE JANUARY 1, 2010,
AND ADDING HOLIDAY PAY
FOR DAY CREW SHIFT, AND
REPEALING ANY ORDINANCES
IN CONFLICT THEREWITH, AND
DECLARING AN EMERGENCY.

WHEREAS, the Canal Fulton City Council has established rates of pay for part-time employees, and

WHEREAS, adjustments are to be made to their pay, and

WHEREAS, this change is to be effective January 1, 2010.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL FULTON, STATE OF OHIO, THAT:

Section 1: Rates of pay of part-time safety forces employees shall be established as follows:

<u>FIRE DEPARTMENT</u>	<u>PER YEAR</u>
Chief	\$15,000.00
Assistant Chief	\$ 6,500.00
Captain (3)	\$ 4,000.00
Training Officer	\$ 1,625.00

<u>FIRE DEPARTMENT</u>	<u>HOURLY RATE</u>
Support Firefighter	\$10.30
Officers/Firemen	\$11.09
Fire Inspectors	\$12.36
Emergency Medical Technicians/ Firefighters	\$13.01
Advanced Emergency Medical Technicians/Firefighters	\$14.34
Paramedics/Firefighters	\$16.72
Administrative Assistant	\$10.30
Basic Emergency Medical Technician – Day Program*	\$10.93
Intermediate Emergency Medical Technician – Day Program*	\$12.02
Paramedic – Day Program*	\$13.11
Firefighters “on call” for Medical Emergency Runs	\$ 2.50
Firefighter Midnight to 6:00AM “on call” to stay at Fire Station	\$ 7.50

*Subject to approval of Township
Trustees

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 44-09 Passed _____, 20____

Section 2: Day Crew Shift personnel who work on a holiday shall receive one and one-half times their regular rate of pay. The following are the paid holidays observed: New Years Day, Memorial Day, Fourth of July, Labor Day, Thanksgiving and Christmas.

POLICE DEPARTMENT

HOURLY RATE

	<u>YEAR 1</u>	<u>YEAR 2</u>	<u>YEAR 3</u>
Police Officers	\$12.58	\$13.58	\$14.58
Part-time - Four (4) Maximum			

Section 3: All other ordinances inconsistent herewith are repealed.

Section 4: This Ordinance is hereby determined to be an emergency measure, the immediate passage of which is necessary for the preservation of the public peace, health, safety, and welfare of the City of Canal Fulton, such emergency arising so that changes can be effective January 1, 2010, wherefore, this ordinance shall take effect and be in full force immediately upon its passage.

John Grogan, Mayor

ATTEST:

Tammy Marthey, Clerk of Council

I, Tammy Marthey, Clerk of Council of the City of Canal Fulton, do hereby certify that this is a true and correct copy of Ordinance _____, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2009, and that publication of the foregoing Ordinance was duly made by posting true and correct copies thereof as five of the most public places and in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers, each for a period of fifteen days, commencing on the ____ day of _____, 2009.

Tammy Marthey, Clerk of Council

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 45-09

Passed _____, 20____

(Scott Svab)

An Ordinance To Make Appropriations for the Current Expenses and Other Expenditures of the City of Canal Fulton, County of Stark, Ohio, During the Fiscal Year Ending December 31, 2009, and Declaring an Emergency.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO, THAT:

Section 1: To provide for the current expenses and other expenditures of the City of Canal Fulton, Ohio, during the fiscal year ending December 31, 2010, the following sums are hereby set aside and appropriated as detailed in the attached Exhibit.

Section 2: The Finance Director is hereby authorized to draw warrants on the City Treasury for payments from any of the foregoing appropriations upon receiving claims therefore, provided that such claims are approved by an Ordinance or Resolution of Council, or, properly approved by the head of the Department or Board for which the indebtedness was incurred. It is further provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or Ordinance. It is also provided that appropriations for contingencies can only be expended upon an affirmative vote by two-thirds of the members of Council and only for expenses constituting a legal obligation against the City, and for purposes other than those covered by other specific appropriations herein made.

Section 3: This Ordinance is hereby determined to be an emergency measure, the immediate passage of which is necessary for the preservation of the public peace, health, safety, and welfare of the City of Canal Fulton, such emergency arising from the need to properly and legally fund ongoing and daily City operations and services, wherefore this Ordinance shall take effect and be in full force immediately upon its passage.

John Grogan, Mayor

ATTEST:

Tammy Marthey, Clerk of Council

I, Tammy Marthey, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance _____, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2009, and that publication of the foregoing Ordinance was duly made by posting true and correct copies thereof as six of the most public places and in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers, each for a period of fifteen days, commencing on the _____ day of _____, 2009.

Tammy Marthey, Clerk of Council

City of Canal Fulton
FYE 12/31/2010
Combined Annual Appropriation Measure

Fund	Function	Object	Description	Year 2010
101	101	5110	Council - Salaries	7,500.00
101	101	5212	Council - Employers Pension	1,000.00
101	101	5214	Council - Employers Medicare	200.00
101	101	5230	Council - Workers Compensation	200.00
101	101	5570	Council - Training & Education	1,000.00
101	101	5620	Council - Supplies and Equipment	500.00
101	120	5110	Mayor and Admin - Salaries & Wages	86,000.00
101	120	5212	Mayor and Admin - Employers pension	11,000.00
101	120	5214	Mayor and Admin - Employers Medicare	1,250.00
101	120	5220	Mayor and Admin - Hospitalization	6,500.00
101	120	5230	Mayor and Admin - Workers Compensation	2,500.00
101	120	5235	Mayor and Admin - Unemployment Charges	1,500.00
101	120	5310	Mayor and Admin - Professional Services	7,000.00
101	120	5320	Mayor and Admin - Newsletter	6,000.00
101	120	5410	Mayor and Admin - Contracted Services	20,000.00
101	120	5480	Mayor and Admin - Communications	5,000.00
101	120	5492	Mayor and Admin - Stark County Regional Planning	700.00
101	120	5494	Mayor and Admin - Stark County Health Dept	25,000.00
101	120	5496	Mayor and Admin - Muskingum Watershed Conservation Tax	13,125.80
101	120	5510	Mayor and Admin - Travel & Incidental	3,000.00
101	120	5520	Mayor and Admin - Advertising	5,000.00
101	120	5530	Mayor and Admin - Insurance/Bonding	2,500.00
101	120	5570	Mayor and Admin - Training/Education	1,500.00
101	120	5580	Mayor and Admin - Professional Memberships	3,100.00
101	120	5610	Mayor and Admin - Office Supplies	9,000.00
101	120	5680	Mayor and Admin - Discretionary Purchases	3,500.00
101	120	5690	Mayor and Admin - Contingency	15,000.00
101	120	5710	Mayor and Admin - Equipment	2,000.00
101	120	5980	Mayor and Admin - Refunds	2,000.00
101	130	5110	Finance Department - Salaries & Wages	15,000.00
101	130	5212	Finance Department - Employers Pension	3,750.00
101	130	5214	Finance Department - Employers Medicare	400.00
101	130	5220	Finance Department - Hospitalization	4,200.00
101	130	5230	Finance Department - Workers Compensation	500.00
101	130	5240	Finance Department - Part time Salaries & Wages	5,000.00
101	130	5310	Finance Department - Professional Services	10,000.00
101	130	5330	Finance Department - Audit Services	14,300.00
101	130	5490	Finance Department - County Auditor/Treasurer fees	6,500.00
101	130	5510	Finance Department - Travel & Incidental	750.00
101	130	5530	Finance Department - Insurance/Bonding	200.00
101	130	5570	Finance Department - Training & Education	1,500.00
101	130	5580	Finance Department - Professional Memberships	300.00
101	130	5710	Finance Department - Equipment	500.00
101	150	5110	Legal Department - Salaries & Wages	10,000.00
101	150	5200	Legal Department - Office Stipend	3,600.00
101	150	5212	Legal Department - Employers Pension	900.00
101	150	5214	Legal Department - Employers Medicare	160.00
101	150	5230	Legal Department - Workers Compensation	400.00
101	150	5350	Legal Department - Civil Service Testing	2,000.00
101	150	5410	Legal Department - Contracted Services	50,000.00
101	150	5620	Legal Department - Law Library Supplies	400.00
101	160	5360	City Engineer - Engineering Service	50,000.00

City of Canal Fulton
FYE 12/31/2010
Combined Annual Appropriation Measure

Fund	Function	Object	Description	Year 2010
101	170	5110	Land & Building - Salaries & Wages	28,000.00
101	170	5120	Land & Building - Overtime	400.00
101	170	5130	Mayor's Summer Works Program	10,000.00
101	170	5212	Land & Building - Employers Pension	2,870.00
101	170	5214	Land & Building - Employers Medicare	1,200.00
101	170	5220	Land & Building - Hospitalization	4,000.00
101	170	5230	Land & Building - Workers Compensation	1,700.00
101	170	5310	Land & Building - Professional Services	9,000.00
101	170	5410	Land & Building - Contracted Services	9,500.00
101	170	5445	Land & Building - Repairs & Maintenance	8,000.00
101	170	5465	Land & Building - Electric	10,800.00
101	170	5470	Land & Building - Natural Gas	4,500.00
101	170	5480	Land & Building - Communications	7,500.00
101	170	5530	Land & Building - Insurance/Bonding	7,000.00
101	170	5550	Land & Building - Licenses	75.00
101	170	5620	Land & Building - Supplies/Materials	8,500.00
101	170	5650	Land & Building - Fuel	1,000.00
101	170	5710	Land & Building - Equipment	900.00
101	180	5110	Community Service - Salaries & Wages	10,000.00
101	180	5212	Community Service - Employers Pension	1,400.00
101	180	5214	Community Service - Employers Medicare	300.00
101	180	5230	Community Service - Workers Comp	300.00
101	180	5510	Community Service Travel Reimb.	500.00
101	180	5620	Community Service Supplies	2,500.00
101	180	5710	Community Service Equipment	500.00
101	190	5920	Transfer Out to Street Operating Fund	50,000.00
101	190	5921	Transfer Out to Police Operating Fund	750,000.00
101	190	5922	Transfer Out to Fire Operating Fund	350,000.00
101	190	5923	Transfer to Capital Improv. Fund	150,000.00
101	190	5925	Transfer to Debt	-
101	799	2602	Transfer to Squad Lease Payment	26,796.00
101	360	5460	Street Lighting Charges	16,000.00
101	510	5110	Park & Recreation - Salaries & Wages	25,000.00
101	510	5212	Park & Recreation -Employers Pension	3,750.00
101	510	5214	Park & Recreation -Employers Medicare	500.00
101	510	5230	Park & Recreation - Workers Comp.	835.86
101	510	5310	Park & Recreation - Professional Services	3,500.00
101	510	5410	Park & Recreation - Contracted Services	3,500.00
101	510	5430	Park & Recreation-Parks Programming	4,000.00
101	510	5445	Park & Recreation -Repairs/ Maintenance	3,000.00
101	510	5465	Park & Recreation- Electric	2,500.00
101	510	5470	Park & Recreation- Natural Gas	1,500.00
101	510	5480	Park & Recreation- Communications	1,800.00
101	510	5510	Park & Recreation- Travel / Incidental	250.00
101	510	5550	Park & Recreation- Licenses	100.00
101	510	5570	Park & Recreation- Training /Education	300.00
101	510	5610	Park & Recreation- Office Supplies	750.00
101	510	5620	Park & Recreation - Supplies/ Materials	3,064.14
101	510	5710	Park & Recreation - Equipment	400.00
Total General Fund				<u>1,950,926.80</u>

City of Canal Fulton
FYE 12/31/2010
Combined Annual Appropriation Measure

Fund	Function	Object	Description	Year 2010
200	140	5110	Income Tax Dept. - Salaries & Wages	47,000.00
200	140	5120	Income Tax Dept. - Over-time	4,100.00
200	140	5212	Income Tax Dept. - Employers Pension	7,900.00
200	140	5214	Income Tax Dept. - Employers Medicare	550.00
200	140	5220	Income Tax Dept. - Hospitalization	9,500.00
200	140	5230	Income Tax Dept. - Workers Compensation	1,300.00
200	140	5240	Income Tax Dept. Seasonal Employee	11,000.00
200	140	5310	Income Tax Dept. - Professional Services	8,500.00
200	140	5410	Income Tax Dept. - Contracted Services	6,000.00
200	140	5445	Income Tax Dept. - Repairs and Maintenance	500.00
200	140	5480	Income Tax Dept. - Communications	11,000.00
200	140	5510	Income Tax Dept. - Travel & Incidental	700.00
200	140	5530	Income Tax Dept. - Insurance- Bonding	100.00
200	140	5570	Income Tax Dept. - Training & Education	750.00
200	140	5580	Income Tax Dept. - Professional Memberships	100.00
200	140	5590	Income Tax Dept. - Court Costs	2,000.00
200	140	5600	Income Tax Dept. - Legal Fees Collections	8,500.00
200	140	5610	Income Tax Dept. - Office Supplies	2,500.00
200	140	5680	Income Tax Dept. - Refunds	32,000.00
200	140	5690	Income Tax Dept. - Contingency	3,000.00
200	140	5710	Income Tax Dept. - Equipment	1,750.00
200	140	5910	Income Tax Dept. - Transfer to General Fund	1,550,000.00
200	140	5911	Income Tax Dept. - Transfer to Police Fund	150,000.00
200	140	5939	Income Tax Dept. - Transfer to Capital Projects	75,000.00
200	140	5948	Income Tax Dept. - Transfer to General Debt	-
Total Income Tax Fund				<u>1,933,750.00</u>
201	360	5110	Street Department - Salaries & Wages	121,600.00
201	360	5120	Street Department - Overtime	8,500.00
201	360	5212	Street Department - Employers Pension	18,500.00
201	360	5214	Street Department - Employers Medicare	1,800.00
201	360	5220	Street Department - Hospitalization	35,000.00
201	360	5230	Street Department - Workers Compensation	3,900.00
201	360	5235	Street Department - Unemployment Charge	500.00
201	360	5240	Street Department - Uniforms	2,200.00
201	360	5310	Street Department - Professional Services	500.00
201	360	5410	Street Department - Contracted Services	8,000.00
201	360	5420	Street Department - Emergency Dispatching	500.00
201	360	5440	Street Department - Vehicle Repairs/Maint	8,500.00
201	360	5445	Street Department - Repairs & Maintenance	9,000.00
201	360	5480	Street Department - Communications	6,000.00
201	360	5530	Street Department - Insurance/Bonding	9,000.00
201	360	5570	Street Department - Training/Education	1,500.00
201	360	5620	Street Department - Supplies & Materials	15,000.00
201	360	5630	Street Department - Street/Storm Materials	22,000.00
201	360	5640	Street Department - Small Tools & Equipment	3,000.00
201	360	5650	Street Department - Fuel	12,000.00
201	360	5690	Street Department - Contingency	3,000.00
Total Street Department				<u>290,000.00</u>
204	360	5465	State Highway - Electric	15,500.00
204	360	5630	State Highway - Street/Storm Materials	10,000.00
Total State Highway Fund				<u>25,500.00</u>
206	360	5630	Motor Vehicle Licence Tax - Street/Storm Materials	<u>55,000.00</u>
Total Motor Vehicle License Tax Fund				<u>55,000.00</u>

City of Canal Fulton
FYE 12/31/2010
Combined Annual Appropriation Measure

Fund	Function	Object	Description	Year 2010
210	250	5110	Police Department - Salaries & Wages	516,377.00
210	250	5115	Police Department- PTE Salaries	32,140.00
210	250	5120	Police Department - Overtime	18,500.00
210	250	5212	Police Department - Employers Pension	98,720.00
210	250	5214	Police Department - Employers Medicare	8,296.00
210	250	5220	Police Department - Hospitalization	90,404.00
210	250	5230	Police Department - Workers Compensation	13,000.00
210	250	5240	Police Department - Uniforms	11,100.00
210	250	5310	Police Department - Professional Services	4,000.00
210	250	5410	Police Department - Contracted Services	23,000.00
210	250	5420	Police Department - Emergency Dispatching	49,628.00
210	250	5440	Police Department - Vehicle Repairs/Maint	7,000.00
210	250	5465	Police Department - Electric	6,500.00
210	250	5470	Police Department - Gas Heat	4,000.00
210	250	5480	Police Department - Communications	10,000.00
210	250	5490	Police Department - County Auditor/Treasurer Fees	950.00
210	250	5510	Police Department - Travel-Prisoners	500.00
210	250	5530	Police Department - Insurance/Bonding	10,000.00
210	250	5570	Police Department - Training/Education	5,000.00
210	250	5575	Police Department - College Approved Reimbursement	1,000.00
210	250	5580	Police Department - Professional Memberships	300.00
210	250	5620	Police Department - Supplies & Materials	8,000.00
210	250	5650	Police Department - Fuel	15,000.00
210	250	5680	Police Department - Discretionary	5,000.00
Total Police Department				938,415.00
Drug Enforce. & Education				
213	250	5310	Professional Services	500.00
213	250	5510	Travel/ Incidental	1,000.00
213	250	5620	Supplies/ Materials	3,500.00
213	250	5710	Drug Enforce. & Educ. - Equipment	700.00
TOTAL				5,700.00
216	250	5570	Travel & Training	1,000.00
216	250	5620	Supplies/ Materials	1,000.00
216	250	5710	Law Enforcement Trust - Equipment	5,000.00
Total Law Enforcement Trust Fund				7,000.00

City of Canal Fulton
FYE 12/31/2010
Combined Annual Appropriation Measure

Fund	Function	Object	Description	Year 2010
222	210	5110	Fire/EMS - Salaries & Wages	275,000.00
222	210	5212	Fire/EMS - Employers Pension	3,750.00
222	210	5214	Fire/EMS - Employers Medicare	4,125.00
222	210	5216	Fire/EMS - Employers Social Security	13,500.00
222	210	5230	Fire/EMS - Workers Compensation	19,000.00
222	210	5235	Fire/EMS - Unemployment	1,000.00
222	210	5240	Fire/EMS - Uniforms	4,500.00
222	210	5310	Fire/EMS - Professional Services	2,900.00
222	210	5410	Fire/EMS - Fire contracted services	8,500.00
222	210	5415	Fire/EMS - EMS contracted services	5,000.00
222	210	5420	Fire/EMS - Emergency Dispatching	23,289.00
222	210	5440	Fire/EMS - Vehicle Repairs/Maint	12,000.00
222	210	5445	Fire/EMS - Repairs & Maintenance	4,000.00
222	210	5465	Fire/EMS - Electric	11,000.00
222	210	5470	Fire/EMS - Natural Gas	10,000.00
222	210	5480	Fire/EMS - Communications	12,000.00
222	210	5490	Fire/EMS - County Auditor/Treasurer Fees	1,000.00
222	210	5510	Fire/EMS - Travel/Incidental	1,000.00
222	210	5530	Fire/EMS - Insurance/Bonding	8,800.00
222	210	5570	Fire/EMS - Training/Education	10,000.00
222	210	5580	Fire/EMS - Professional Memberships	1,000.00
222	210	5620	Fire/EMS - Fire Supplies	10,000.00
222	210	5625	Fire/EMS - EMS Supplies	10,000.00
222	210	5650	Fire/EMS - Fuel	9,000.00
222	210	5690	Fire/EMS - Contingency - Refunds	5,000.00
222	210	5710	Fire/EMS - Equipment	7,500.00
222	210	5715	Fire/EMS - EMS Equipment	7,800.00
Total Fire/EMS Fund				480,664.00
285	210	5110	St. Helena II - Salaries & Wages	20,000.00
285	210	5212	St. Helena II - Employers Pension	2,500.00
285	210	5214	St. Helena II - Employers Medicare	500.00
285	210	5230	St. Helena II - Workers Comp.	600.00
285	210	5310	St. Helena II - Professional Services	600.00
285	210	5410	St. Helena II - Contracted Services	400.00
285	210	5415	St. Helena II - Vet & Health Supplies	1,000.00
285	210	5420	St. Helena II - Stable Fees	9,900.00
285	210	5430	St. Helena II - Ferrier	1,500.00
285	210	5440	St. Helena II - Vehicle Repairs & Maintenance	1,000.00
285	210	5445	St. Helena II - Repairs & Maintenance	500.00
285	210	5480	St. Helena II - Communications	1,000.00
285	210	5510	St. Helena II - Travel & Incidental	200.00
285	210	5530	St. Helena II - Insurance / Bonding	1,000.00
285	210	5570	St. Helena II - Training & Education	200.00
285	210	5620	St. Helena II - Supplies	1,500.00
285	210	5650	St. Helena II - Fuel	500.00
285	210	5690	St. Helena II - Contingency	500.00
285	210	5710	St. Helena II - Equipment	300.00
285	210	5720	St. Helena II - Refunds	500.00
Total St. Helena II Fund				44,200.00
290	510	5310	FEMA Grant - Professional Services	-
331	510	5730	Park & Recreation - Capital Improvements	50,000.00
Total Park & Recreation - Capital Improvements				50,000.00

City of Canal Fulton
FYE 12/31/2010
Combined Annual Appropriation Measure

Fund	Function	Object	Description	Year 2010	
341	310	5410	Water - Contracted Services	8,285.00	
341	310	5720	Water - Capital Outlay	15,000.00	
341	310	5730	Water - Capital Improvements		
			Total Water Capital Improvements	23,285.00	
				24,210.80	
351	330	5410	Sewer - Contracted Services	14,785.00	
351	330	5710	Sewer - Equipment		
351	330	5730	Sewer - Capital Improvements		
			Total Sewer Capital Improvements	38,995.80	
				9,542.00	
381	610	5710	Downtown Capital - Contracted Services	24,130.00	
381	610	5730	Downtown Capital - Capital Improvements		
			Total Downtown Capital Improvements	33,672.00	
				133,004.00	
391	120	5720	Mayor & Admin. - Capital Outlay	16,000.00	Used Command Vehicle
391	210	5710	Fire/EMS - Equipment	28,796.00	yrly squad payment
391	210	5720	Fire/EMS - Capital Outlay	25,000.00	Future Capital Truck
391	210	5830	Fire/EMS - Future Capital Improvements	28,000.00	vehicle/ equip.
391	250	5710	Police - Equipment	6,000.00	Server
391	250	5710	Police - Equipment	6,000.00	Vests and Bldg. Maint.
391	250	5710	Police - Equipment	3,000.00	Sign & Post Replacements
391	330	5720	Street - Capital Outlay	20,000.00	concrete repairs/chip seal
391	360	5730	Street - Capital Improvements		
			Total General Capital Improvements	263,800.00	
				140,084.00	
441	310	5810	Water Debt - Water Plant Extension Bonds - Principal	16,122.78	
441	310	5820	Water Debt - Market Street (OPWC) - Principal	6,157.80	
441	310	5830	Water Debt - Canal Street (OPWC) - Principal	30,029.74	
441	310	5840	Water Debt - Water Treatment Plant - (OPWC) - Principal	30,000.00	
441	310	5850	Water Debt - N.W. Water Line - Principal	16,582.44	
441	310	5860	Water Debt - Milan St. Water line (OPWC) - Principal	11,626.98	
441	310	5890	Water Debt - Water Plant Extension Bonds - Interest	24,737.50	
441	310	5895	Water Debt - N.W. Waterline Interest		
			Total Water Department Debt	275,341.24	
				20,859.76	
451	330	5820	Sewer Debt - Denshire Sanitary Sewer Project (OPWC) - Prir	18,805.00	
451	330	5830	Sewer Debt - Solid Handling Improvements (OPWC) - Princip	3,731.18	
451	330	5840	Sewer Debt - High St. Sanitary Sewer OPWC		
			Total Sewer Department Debt	43,395.94	
				39,916.00	
481	130	5810	General Obligation Debt - Principal (Downtown Bonds)	3,313.04	
481	130	5890	General Obligation Debt - Interest		
			Total General Obligation Debt	43,229.04	

City of Canal Fulton
FYE 12/31/2010
Combined Annual Appropriation Measure

Fund	Function	Object	Description	Year 2010
Special Fund Debt				
391	210	5860	Fire Sta. Bond Series 2006-1 Principal	30,000.00
391	210	5870	Fire Sta. Bond Series 2006-1 Interest	30,325.00
391	210	5880	Fire Sta. Bond Series 2006-2 Principal	30,000.00
391	210	5890	Fire Sta. Bond Series 2006-2 Interest	28,800.00
Total Fire Sta. Bonds				119,125.00
541	310	5110	Water Department - Salaries & Wages	310,389.28
541	310	5120	Water Department - Overtime	13,000.00
541	310	5212	Water Department - Employers Pension	43,454.50
541	310	5214	Water Department - Employers Medicare	4,400.00
541	310	5220	Water Department - Hospitalization	48,000.00
541	310	5230	Water Department - Workers Compensation	9,311.68
541	310	5235	Water Department - Unemployment Charges	3,000.00
541	310	5240	Water Department - Uniforms	2,000.00
541	310	5310	Water Department - Professional Services	22,000.00
541	310	5340	Water Department - Laboratory Services	3,500.00
541	310	5410	Water Department - Contracted Services	16,500.00
541	310	5420	Water Department - Emergency Dispatching	500.00
541	310	5440	Water Department - Vehicle Repairs/Maint	3,000.00
541	310	5445	Water Department - Repairs & Maintenance	8,000.00
541	310	5465	Water Department - Electric	42,000.00
541	310	5470	Water Department - Gas Heat	13,000.00
541	310	5480	Water Department - Communications	12,000.00
541	310	5490	Water Department - Safety Programs & Training	2,500.00
541	310	5510	Water Department - Travel/Incidental	500.00
541	310	5530	Water Department - Insurance/Bonding	8,800.00
541	310	5555	Water Department - EPA License Fee	7,500.00
541	310	5570	Water Department - Training/Education	4,000.00
541	310	5580	Water Department - Professional Memberships	500.00
541	310	5620	Water Department - Supplies & Materials	32,000.00
541	310	5630	Water Department - Street/Storm Swr. Materials	2,000.00
541	310	5640	Water Department - Small Tools & Equipment	3,500.00
541	310	5650	Water Department - Fuel	6,000.00
541	310	5690	Water Department - Contingency	1,000.00
541	310	5710	Water Department - Capital Improvements	3,500.00
541	310	5980	Water Department - Refunds/Reimbursements	2,000.00
541	310	5985	Water Department - Transfer to Debt	75,000.00
Total Water Department				702,855.46

City of Canal Fulton
FYE 12/31/2010
Combined Annual Appropriation Measure

Fund	Function	Object	Description	Year 2010
551	330	5110	Sewer Department - Salaries & Wages	268,023.74
551	330	5120	Sewer Department - Overtime	7,000.00
551	330	5212	Sewer Department - Employers Pension	37,523.32
551	330	5214	Sewer Department - Employers Medicare	3,886.34
551	330	5220	Sewer Department - Hospitalization	55,000.00
551	330	5230	Sewer Department - Workers Compensation	8,040.71
551	330	5235	Sewer Department - Unemployment Charges	2,750.00
551	330	5240	Sewer Department - Uniforms	2,000.00
551	330	5310	Sewer Department - Professional Services	20,000.00
551	330	5340	Sewer Department - Laboratory Services	5,000.00
551	330	5410	Sewer Department - Contracted Services	12,000.00
551	330	5420	Sewer Department - Emergency Dispatching	500.00
551	330	5440	Sewer Department - Vehicle Repairs/Maint	6,000.00
551	330	5445	Sewer Department - Repairs/Maint - Plant	30,000.00
551	330	5447	Sewer Department - Repairs/Maint - Lift Stations	15,000.00
551	330	5450	Sewer Department - Sludge Removal	12,500.00
551	330	5465	Sewer Department - Electric	105,000.00
551	330	5467	Sewer Department - Electric - Lift Stations	46,000.00
551	330	5470	Sewer Department - Gas Heat	2,500.00
551	330	5480	Sewer Department - Communications	11,000.00
551	330	5487	Sewer Department - Communications Lift Stations	4,750.00
551	330	5490	Sewer Department - Safety Training Programs	2,500.00
551	330	5510	Sewer Department - Travel/Incidental	500.00
551	330	5530	Sewer Department - Insurance/Bonding	8,800.00
551	330	5555	Sewer Department - EPA License Fee	6,000.00
551	330	5570	Sewer Department - Training/Education	3,500.00
551	330	5580	Sewer Department - Professional Memberships	400.00
551	330	5620	Sewer Department - Supplies & Materials	18,000.00
551	330	5630	Sewer Department - Street/Storm Swr. Materials	1,000.00
551	330	5640	Sewer Department - Small Tools & Equipment	3,000.00
551	330	5650	Sewer Department - Fuel	7,500.00
551	330	5690	Sewer Department - Contingency	3,000.00
551	330	5710	Sewer Department - Equipment	2,000.00
551	330	5980	Sewer Department - Refunds/Reimbursements	3,000.00
Total Sewer Department				<u>713,674.11</u>
608	130	5990	Hospitalization - Premiums	200,000.00
608	130	5995	Hospitalization - Claims	-
Total Internal Service Fund				<u>200,000.00</u>
701	130	5690	General Trust - Contingency	3,590.72
Total General Trust Fund				<u>3,590.72</u>
780	130	5980	Unclaimed Trust - Reimbursements	4,085.00
Total Unclaimed Trust Fund				<u>4,085.00</u>
GRAND TOTAL ALL FY 2010 APPROPRIATIONS				<u>8,246,205.11</u>

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.		Form No. 30045
Ordinance No.	47-09	Passed _____ 20____
<p>AN ORDINANCE BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO TO NAME THE SAFETY SERVICES CENTER IN CANAL FULTON AFTER EUGENE M. FELLMETH.</p> <p>WHEREAS, Retired Massillon Municipal Court Judge EUGENE M. FELLMETH has served his community, his constituents and his country well, and</p> <p>WHEREAS, The Council of Canal Fulton has recommended that the Safety Services Center be named after Eugene M. Fellmeth.</p> <p>NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO, THAT:</p> <p>The Safety Services Center in Canal Fulton, Ohio shall be named the EUGENE M. FELLMETH SAFETY SERVICES CENTER.</p> <p>_____ John Grogan, Mayor</p> <p>ATTEST:</p> <p>_____ Tammy Marthey, Clerk-of-Council</p> <p>I, Tammy Marthey, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance ____-09, duly adopted by the Council of the City of Canal Fulton, on the date of _____. 2009, and that publication of the foregoing Ordinance was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the ____ day of _____, 2009.</p> <p>_____ Tammy Marthey, Clerk-of-Council</p> <p>SEF/bp</p>		

RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30046

Resolution No.

33-09

Passed

20

**UNDER SUSPENSION
OF THE RULES**

A RESOLUTION BY THE COUNCIL
OF THE CITY OF CANAL FULTON
TO ENTER INTO A CONTRACT WITH
WENGER EXCAVATING, INC. FOR
THE CONSTRUCTION OF THE
MARSHALLVILLE STREET
SANITARY SEWER PROJECT AND
DECLARING AN EMERGENCY.

WHEREAS, The City of Canal Fulton, Ohio has sought a proposal for the
infrastructure improvement known as the Marshallville Street Sanitary Sewer
Project, and

WHEREAS, Wenger Excavating, Inc. has submitted a proposal acceptable
to the City to provide the services needed to construct those improvements.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE
CITY OF CANAL FULTON, OHIO, THAT:

SECTION 1: The City of Canal Fulton agrees to enter into a contract with
Wenger Excavating, Inc. for infrastructure improvement known as
the Marshallville Street Sanitary Sewer Project.

SECTION 2: This Resolution is hereby determined to be an emergency
measure, the immediate passage of which is necessary for the
preservation of the public peace, health, safety, and welfare
of the City of Canal Fulton, such emergency arising from the need
to expedite the project, wherefore this Resolution shall take effect
and be in full force immediately upon its passage.

John Grogan, Mayor

ATTEST:

Tammy Marthey, Clerk-of-Council

I, Tammy Marthey, Clerk-of-Council of the City of Canal Fulton, Ohio, do
hereby certify that this is a true and correct copy of Resolution ____-09, duly
adopted by the Council of the City of Canal Fulton, on the date of _____.
2009, and that publication of the foregoing Resolution was duly made by posting
true and correct copies thereof at five of the most public places in said
corporation as determined by Council as follows: Post Office, Public Library,
Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council

RECORD OF RESOLUTIONS

Dayton City, Ohio, Form No. 2004b

Resolution No. _____

Passed _____

20____

Chambers each for a period of fifteen days, commencing on the _____ day of _____, 2009.

Tammy Marthey, Clerk-of-Council

SEF/bp



September 22, 2009

Mr. Mark Cozy
City Manager
City of Canal Fulton
155 East Market Street
Canal Fulton, OH 44614

Subject: Marshallville Sanitary Sewer Project
Bid Opening September 9, 2009, 10:00 AM
CTI Project No. E08028

Dear Mr. Cozy:

CTI Engineers, Inc. has reviewed and evaluated the bids submitted for the above referenced project in response to the Advertisement for Bids and the Information for Bidders, for the following 11 bidders:

<u>Rank</u>	<u>Bidder</u>	<u>Base Bid Amount</u>
1.	Wenger Excavating, Inc.	\$298,988.15
2.	Central Allied Enterprises, Inc.	\$385,484.25
3.	Mr. Excavator Inc.	\$389,897.39
4.	Bontrager Excavating, Ltd.	\$393,398.50
5.	H.M. Miller Construction Co.	\$414,263.50
6.	Lockhart Concrete Co.	\$434,828.75
7.	Spano Brothers Construction	\$436,294.00
8.	DiGioia-Suburban Exc., LLC	\$452,059.00
9.	M. Campbell Contracting, LLC	\$463,378.00
10.	Fabrizi Trucking & Paving Co., Inc.	\$529,508.00
11.	DiPietro Exc., Inc.	\$536,160.50

A detailed Bid Tabulation sheet has been included with this letter for your information, summarizing and detailing the bids from these 11 bidders. There were a few figures written on the bid forms that differed from those which we calculated using the bidders' stated unit prices, and these are highlighted on the bid tab. These discrepancies were minor and did not affect the ranking of the bidders.

As shown on the Bid Tab, the lowest Base Bid amount of \$298,988.15 was received from Wenger Excavating, Inc. This bid is 34% less than the Engineer's Opinion of Probable Cost of Construction. Bid numbers 2, 3 and 4 came in at 85%, 86% and 87% of the estimate, respectively.

We also calculated that adding to the Base Bid the Alternate Bid A (for full-width planing and resurfacing that may be required by the Stark County Engineer if the laterals are open cut as per the base bid), would result in a total of \$343,580.95. The total for the Base Bid plus Alternate Bid B (for Jacked and Bored Laterals in lieu of open-cut laterals) is \$319,953.55. The cost savings for Base Bid plus Alternate B, compared to the Base Bid plus Alternate A would be \$23,627.40.

AN EMPLOYEE-OWNED COMPANY

We evaluated the bid forms and bid bond provided by Wenger Excavating, Inc., and determined that these forms appeared to be complete and in order.

We recommend that the bid be awarded to Wenger Excavating, Inc., in the amount of \$319,953.55, which is the Base Bid plus Alternate B, which provides for bored laterals at a lower cost than the open-cut laterals and resurfacing option of the Base Bid plus Alternate A.

All 11 Bid Packages are herewith returned for your processing and/or file. If you have any questions or would like any additional information, please contact us.

Very truly yours,

A handwritten signature in black ink, appearing to read "David L. Koontz", with a long horizontal flourish extending to the right.

David L. Koontz, P.E.
Project Manager

cc Daniel P. Mayberry, Service Director
William A. Dorman, P.E., City Engineer

Enclosures

CONTRACT

THIS CONTRACT, made this _____ day of December, 2009, by and between the City of Canal Fulton, hereinafter called "Owner" and Wenger Excavating, Inc. doing business as a corporation hereinafter called "Contractor."

WITNESSETH: That for and in consideration of the payments and agreements hereafter mentioned:

1. The Contractor will commence and complete the construction of the Marshallville Street Sanitary Sewer Project.
2. The Contractor will furnish all of the material, supplies, tools, equipment, labor and other services necessary for the completion of the work described herein.
3. The Contractor will commence the work required by the Contract Documents within 7 calendar days after the contract start date of the written Notice to Proceed and will substantially complete the work and be operable within 240 consecutive calendar days unless the periods of completion are extended otherwise by the Contract Documents. Final clean-up shall be completed as weather permits. The Contractor further agrees to pay as liquidated damages, the sum of \$500.00 for each consecutive calendar day in default thereafter as hereinafter provided in the General Conditions.
4. The Contractor agrees to perform all of the Work described in the Contract Documents and comply with the terms therein for the sum of \$319,953.55 or as shown in the Bid Schedule.
5. The term "Contract Documents" means and includes the following:
 - a. Advertisement for Bids
 - b. Information for Bidders
 - c. Bid

The foregoing Agreement is approved as to form:

By: _____

Name: Scott Fellmeth

Title: Law Director

WITNESS:

Name _____
(Please Print or Type)

Title _____

(SEAL)

CONTRACTOR:

Wenger Excavating, Inc.

By: _____

Name: _____
(Please Print or Type)

Title: _____

ATTEST:

Name _____
(Please Print or Type)

Title _____

(SEAL)

Note: Attest for a corporation must be by the corporate secretary; for a partnership by another partner; for an individual by a Notary.

RECORD OF RESOLUTIONS

Dayton Local Bank, Inc. Form No. 10000

Resolution No.

34-09

Passed

, 20

A RESOLUTION BY THE COUNCIL
OF CANAL FULTON, OHIO
PROCLAIMING SUPPORT
FOR THE COMMUNITY PLAN.

WHEREAS, the Council of the City of Canal Fulton commissioned a proposal for a Community Plan, and

WHEREAS, the Stark County Regional Planning Commission and the Canal Fulton Community Plan Citizens' Committee created a Community Plan dated November 2009,

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO, THAT:

The City Council does hereby proclaim official support for the Community Plan dated November 2009.

John Grogan, Mayor

ATTEST:

Tammy Marthey, Clerk-of-Council

I, Tammy Marthey, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution ____-09, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2009, and that publication of the foregoing Resolution was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the _____ day of _____, 2009.

Tammy Marthey, Clerk-of-Council

SEF/bp

RECORD OF RESOLUTIONS

City of Legal Forms, Inc. Form No. 30045

Resolution No.

35-09

Passed

20

**A RESOLUTION BY THE COUNCIL
OF THE CITY OF CANAL FULTON,
OHIO TO ENTER INTO A CONTRACT
WITH METRO DISPOSAL FOR
TRASH COLLECTION.**

WHEREAS, the City of Canal Fulton has sought a proposal for trash disposal for city buildings and downtown trash receptacles, and

WHEREAS, Metro Disposal has submitted a proposal acceptable to the City to provide trash collection and disposal.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO, THAT:

The City of Canal Fulton agrees to enter into a contract with Metro Disposal for trash collection at a rate of \$441.00 per month pursuant to proposal attached as Exhibit "A".

John Grogan, Mayor

ATTEST:

Tammy Marthey, Clerk-of-Council

I, Tammy Marthey, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution ____-09, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2009, and that publication of the foregoing Resolution was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the _____ day of _____, 2009.

Tammy Marthey, Clerk-of-Council

SEF/bp

Exhibit "A"

September 18, 2009
155 E. Market Street
Canal Fulton, Ohio 44614
Tammy Marthey
330-854-2225 Ext: 1110

Thank you very much for allowing me at **Metro Disposal** to provide this proposal for your solid waste handling and removal needs. As you know, Metro Disposal is a locally owned and operated company, with locations in Cleveland and Canton servicing Northeast Ohio.

Let me share with you the advantages of dealing with a smaller, locally owned company:

- Personalized service to meet "your" needs, not "ours"
- Service only a phone call away
- Ownership that cares about every customer being a satisfied one
- Large enough to be considered experts, but small enough to know you
- Over 75 years experience in the waste industry

PROPOSAL

Service options available for trash:

	<u>Container Size and Service</u>	<u>Pricing</u>
City Hall 155 East Market St	(1) 2yd 1xwk	\$35.00/month
City Receptacles Downtown	(14) cans 1xwk	\$95.00/month
May thru October 4 receptacles	(4) cans 2xwk	\$60.00/month
Canal Fulton Fire Dept 393 Milan St	(1) 2yd 1xwk	\$35.00/month
Canal Fulton Street Garage 950 Water St.	(1) 2yd 1xwk	\$35.00/month
Police Station	(1) 2yd 1xwk	\$35.00/month
Waste Water Treatment Plant 5500 Butterbridge	(1) 6yd 1xwk	\$65.00/month
Krazy Dawgs & More	(1) 50 gallon 1xwk	\$8.00/month
Coach House Floral	(1) 50 gallon 1xwk	\$8.00/month
St. Helena Heritage Park (May thru October)	(1) 6yd 1xwk	\$65.00/month

TERMS AND CONDITIONS OF SERVICE AGREEMENT

- (1) **TERM.** The term of this Agreement shall be for thirty-six (36) months from the effective date of service, and shall be automatically renewed for thirty-six (36) months thereafter unless either party shall give written notice of termination (Certified Mail) to the other party at least sixty (60) days but not more than one hundred twenty (120) days prior to the termination of the initial term or any renewal term.
- (2) **SERVICES RENDERED.** Customer grants to the undersigned (Metro Disposal) the exclusive right to collect and dispose of all of Customer's Waste Materials (which include recyclable materials) and agrees to make the payments as provided for herein and Metro Disposal agrees to furnish such services and equipment specified above, all in accordance with the terms of this Agreement.
- (3) **CHARGES AND PAYMENT.** Customer shall pay Contractor on a monthly basis for the collection and disposal services provided by Contractor (including all charges for equipment maintenance) in accordance with the schedule of charges shown on the reverse side of this Agreement.
- Payment shall be made by Customer within ten (10) days after receipt of an invoice from Contractor. Contractor may impose, and Customer agrees to pay, a late fee and interest for all past due payments not to exceed the maximum rate allowed by applicable law. In the event that any payment is not made when due, Contractor may, at its sole option, terminate the Agreement on notice to the Customer and recover all past due payments, recover any equipment on the premises of the Customer and to recover liquidated damages from Customer as set forth below.
- (4) **RATE ADJUSTMENTS.** Because disposal and fuel costs constitute a significant portion of the cost of Contractor's services provided hereunder, Customer agrees that Contractor may increase the rates hereunder proportionately to adjust for any increase in such costs or any increases in transportation costs due to changes in location of the disposal facility. Customer agrees that Contractor may also increase the rates from time to time to adjust for increases in the Consumer Price Index, and Customer agrees that Contractor may also proportionately pass through to Customer increases in the average weight per container yard of the Customer's Waste Materials, increases in Contractor's costs due to changes in local, state or federal rules, ordinances or regulations applicable to Contractor's operations or the services provided hereunder, and increases in taxes, fees or other governmental charges assessed against or passed through to Contractor (other than income or real property taxes), and shall not be withheld by the Customer. Contractor may only increase rates for reasons other than set forth above with the consent of the Customer. Such consent may be evidenced verbally, in writing or by the actions and practices of the parties.
- (5) **CHANGES.** Changes in the Schedule of Charges, frequency of collection service, number, capacity and/or type of equipment may be agreed to orally, in writing, or by the actions and practices of the parties.
- (6) **WASTE MATERIAL.** Customer represents and warrants that the materials placed in the equipment shall be "waste material" as defined herein and shall contain no other substances. The term "waste material" as used in these Terms and Conditions shall mean solid waste generated by Customer excluding radioactive, volatile, highly flammable, explosive, biomedical, infectious, toxic or hazardous material. The term "hazardous material" shall include but not be limited to, any amount of waste listed or characterized as hazardous by the United States Environmental Protection Agency or any state agency pursuant to the Resource Conservation and Recovery Act of 1976, as amended, or applicable state law. Contractor shall acquire title to the waste material when it is loaded into Contractor's trucks. Title to and liability for any waste excluded above shall remain with Customer and Customer expressly agrees to defend, indemnify and hold harmless Contractor from and against any and all damages, penalties, fines and liabilities resulting from or arising out of such waste excluded above.
- (7) **DRIVEWAYS AND PARKING AREAS.** Customer warrants that any right of way provided by Customer for Contractor's equipment location to the most convenient public way is sufficient to bear the weight of all of Contractor's equipment and vehicles reasonably required to perform the service herein contracted. Contractor shall not be responsible for damage to any private pavement or accompanying sub-surface of any route reasonably necessary to perform the services herein contracted and Customer assumes all liabilities for damage to pavement or road service.
- (8) **EQUIPMENT.**
- (a) **Responsibility.** The equipment furnished hereunder by Contractor shall remain the property of Contractor; however, Customer acknowledges that it has care, custody and control of the equipment while at the Customer's location and accepts responsibility for all loss or damage to the equipment (except for normal wear and tear or for loss or damage resulting from Contractor's handling of the equipment) and for its contents. Customer agrees not to overload (by weight or volume), move or alter the equipment, and shall use the equipment only for its proper and intended purpose. Customer agrees to indemnify, defend and hold harmless Contractor against all claims, damages, suits, penalties, fines and liabilities for injury or death to persons or loss or damage to property arising out of customer's use, operation or possession of the equipment.
- (b) **Access.** Customer agrees to provide unobstructed access to the equipment on the scheduled collection day. If the equipment is inaccessible so that the regularly scheduled pick up cannot be made, Contractor will promptly notify the Customer and afford the Customer a reasonable opportunity to provide the required access; however, Contractor reserves the right to charge an additional fee for any additional collection service required by Customer's failure to provide such access.
- (c) **Definition.** The word "equipment" as used in these Terms and Conditions shall mean all containers used for the storage of waste material including stationary compaction units, stationary baling units, waste material loading devices, tanks, tankers, and such other on-site devices as may be specified on the face of this Agreement.
- (9) **LIQUIDATED DAMAGES.** Customer may terminate this Agreement prior to the expiration of the Initial Term or any Renewal Term in consideration for which Customer shall pay, and Company shall accept, as liquidated damages, and not as a penalty, a sum calculated as follows: (1) if the remaining term hereunder is 6 months or more, Customer shall pay the monthly service fee for the immediately preceding calendar month multiplied by 6; or (2) if the remaining term hereunder is less than 6 months, Customer shall pay the monthly service fee for the immediately preceding calendar month multiplied by the number of months remaining in the term. Company may terminate this Agreement upon (i) 30 days written notice to Customer; (ii) Customer's failure to pay service fees when due; (iii) an event of Force Majeure; or (iv) upon a breach by Customer of any provisions hereunder.
- (10) **ATTORNEY'S FEES.** In the event of a breach of this Agreement by either party, the breaching party shall pay all reasonable attorney's fees, collection fees and costs of the other party incident to any action brought to enforce this Agreement. In the event customer fails to pay Contractor all amounts which become due under this Agreement, or fails to perform its obligations hereunder, and Contractor relies such matter to an attorney, Customer agrees to pay, in addition to the amount due, any and all costs incurred by Contractor as a result of such action, including, to the extent permitted by law, reasonable attorneys' fees.
- (11) **ASSIGNMENT AND BENEFIT.** This agreement shall not be affected by any changes in the Customer's Service address if such new address is located within Contractor's service area. This agreement shall be binding on the parties and their successors and assigns.
- (12) **EXCUSED PERFORMANCE.** Neither party hereto shall be liable for its failure to perform or delay in performance hereunder due to contingencies beyond its reasonable control including, but not limited to, strikes, riots, compliance with laws or governmental orders, inability to get to container, fires and acts of God and such failure shall not constitute a Default under this Agreement.
- (13) **RIGHT TO COMPETE.** Customer grants to contractor the right to compete with any offer which customer receives (or intends to make) relating to the provision of non hazardous waste collection and disposal services upon the termination of this agreement for any reason, and agrees to give contractor written notice of any such offer and a reasonable opportunity to respond to it.

BILL TO:



City of Canal Fulton

55 East Market Street, Suite #A
 Canal Fulton, Ohio 44614-1305
 (330) 854-2225 • FAX (330) 854-6913

DELIVER
 TO:

CANAL FULTON POLICE DEPT
 1165 S. LOCUST ST
 CANAL FULTON, OH 44614

VENDOR:

OH POLICE & FIRE PENSION FUND
 DEPT L-2521
 COLUMBUS, OH 43260-2521

THE ABOVE PURCHASE ORDER NUMBER MUST APPEAR ON ALL BILLS AND PACKAGES.
 Material on this order is exempted from the Ohio Sales Tax and Federal Excise Taxes.

FEDERAL ID #34-6000498

PURCHASE ORDER

P.O. NUMBER

RG005835

P.O. DATE

12/01/09

DEPARTMENT

POLICE

CREATED BY

VENDOR NO.

00101

ACCOUNT NUMBER	AMOUNT
210.250.5212	\$23,033.15

QUANTITY	UNIT	DESCRIPTION	PRICE / UNIT	AMOUNT
		QUARTERLY PENSION FUND PAYMENT		\$23,033.15
ITEM IS A FIXED ASSET Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>			TOTAL:	\$23,033.15

CIRCLE IF APPLICABLE: Now and then P.O. - the purchase was made before approval of P.O. Funds were available then as they are available now.

CLERK'S CERTIFICATE

I am hereby certified that the amount (\$ 23,033.15) required to meet the contract, agreement, obligation, payment or expenditure stated in this purchase order has been lawfully appropriated, authorized or directed for such purpose and is in the Treasury or in the process of collection to the credit of the Police Fund(s), and I am free from any obligation or certification now outstanding.

Finance Director

City Manager

Date

THIS ORDER IS NOT VALID UNLESS SIGNED BY THE FINANCE DIRECTOR AND THE CITY MANAGER

INVOICE

PURCHASE ORDER

BILL TO:



City of Canal Fulton

155 East Market Street, Suite #A
Canal Fulton, Ohio 44614-1305
(330) 854-2225 • FAX (330) 854-6913

P.O. NUMBER

RG005840

P.O. DATE

12/01/09

DEPARTMENT

FINANCE

CREATED BY

VENDOR NO.

01079

ACCOUNT NUMBER	AMOUNT
101.130.5310	\$3,115.84
541.310.5310	\$3,115.83
551.330.5310	\$3,115.83

DELIVER TO:

CANAL FULTON ADMINISTRATION
155 E. MARKET ST.
SUITE #A
CANAL FULTON, OH 44614

VENDOR:

VARNEY, FINK AND ASSOCIATES
121 COLLEGE STREET
WADSWORTH, OH 44281

THE ABOVE PURCHASE ORDER NUMBER MUST APPEAR ON ALL BILLS AND PACKAGES.
Material on this order is exempted from the Ohio Sales Tax and Federal Excise Taxes.

FEDERAL ID #34-6000498

QUANTITY	UNIT	DESCRIPTION	PRICE / UNIT	AMOUNT
		AUDIT AND GAAP CONVERSION FEES FOR 2008 AUDITS NOT PREVIOUSLY BILLED.		\$9,347.50
ITEM IS A FIXED ASSET Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>			TOTAL:	\$9,347.50

CIRCLE IF APPLICABLE: Now and then P.O. - the purchase was made before approval of P.O. Funds were available then as they are available now.

CLERK'S CERTIFICATE

It is hereby certified that the amount (\$ 9,347.50) required to meet the contract, agreement, obligation, payment or expenditure stated in this purchase order has been lawfully appropriated, authorized or directed for such purpose and is in the Treasury or in the process of collection to the credit of the ALL ABOVE Fund(s), free from any obligation or certification now outstanding.

Finance Director

Date

City Manager

Date

INVOICE

THIS ORDER IS NOT VALID UNLESS SIGNED BY THE FINANCE DIRECTOR AND THE CITY MANAGER

Check. Date..... Vendor Name..... Amount.....

039442	11-30-2009	01672 TAMMY MARTHEY	288.99	INSURANCE CO-PAYS
039443	11-30-2009	00381 TREASURER, STATE OF OHIO	35.00	
039444	12-07-2009	00102 U. S. POSTMASTER	465.03	UTILITY POSTAGE
039445	12-01-2009	00638 STARK COUNTY SOIL & WATER	250.00	PERMIT
039446	12-01-2009	00062 OHIO BOARD OF PHARMACY	150.00	EMS PHARMACY LICENSE
039447	12-07-2009	01780 WALTER SANTA LEHMAN	250.00	PARKS
039448	12-02-2009	00931 NORTHSTAR ASPHALT CO	174269.36	LOCUST ST. PAVING
039449	12-02-2009	01740 PRINT SHOP	773.80	NEWSLETTER
039450	12-02-2009	00498 QUILL CORPORATION	232.54	
039451	12-02-2009	00679 REPUBLIC WASTE SERVICES #870	375.54	
039452	12-02-2009	00647 SHAMROCK COMPANY	1225.00	
039453	12-02-2009	00981 STARK CONCRETE LEVELING INC	1485.00	STREET REPAIRS
039454	12-07-2009	00399 SBC AMERITECH	1958.90	
039455	12-07-2009	00257 AFFIRMED FIRST AID & SAFETY	51.85	
039456	12-07-2009	02190 AMANDA AND MARTIN HUNTER	50.00	
039457	12-07-2009	02026 AMERICAN WINDOW CLEANING CO.	75.00	
039458	12-07-2009	01443 CANAL FULTON WATER DEPT.	100.00	UTILITY DEPOSIT REFUNDS
039459	12-07-2009	01787 CREATIVE PROD. SOURCING, DARE	163.24	DARE SUPPLIES
039460	12-07-2009	00974 D & G UNIFORMS, INC	3122.00	POLICE VESTS
039461	12-07-2009	00490 DALE B. KINCAID	486.07	
039462	12-07-2009	00526 DONAMARC WATER SYSTEMS COMPANY	27.78	
039463	12-07-2009	01396 ELAINE WEITZEL	80.00	CONTRACT CLEANING
039464	12-07-2009	02191 FAS-AHM UTILITIES, INC	33.38	
039465	12-07-2009	01592 HEATHER SMITH	19.98	
039466	12-07-2009	00401 LOGIC	3944.00	
039467	12-07-2009	01424 MILLER AND CO.	114.75	PORTA POT
039468	12-07-2009	00094 OHIO EDISON COMPANY		
039469	12-07-2009	00094 OHIO EDISON COMPANY	17465.31	
039470	12-07-2009	00385 RENTWEAR INC.	298.14	
039471	12-07-2009	00842 THE REPOSITORY GATEHOUSE MEDIA	59.80	
039472	12-07-2009	00399 SBC AMERITECH		
039473	12-07-2009	00399 SBC AMERITECH	303.21	
039474	12-07-2009	00412 TEES PLUS	127.25	DARE SUPPLIES
039475	12-07-2009	01854 UNIFIRST CORPORATION	270.00	
039476	12-07-2009	01891 UNIFIRST CORPORATION UNIFORM	242.05	
039477	12-07-2009	01353 VANCES LAW ENFORCEMENT	342.00	

TOTAL

\$ 209,134.97